

**PUBLIC SAFETY
AND
LEGAL ADMINISTRATION COMMITTEE**

AGENDA

MARCH 15, 2005

A. ADOPTION OF AGENDA

B. APPROVAL OF MINUTES

CONSENT

C. RESOLUTIONS

Claims with favorable recommendations:

- | | |
|-----------------|--|
| 05-R-0419 (1) | Claim of <u>Kevin Jones, through his attorney, Robert C. Port</u> , for damages alleged to have been sustained as a result of the City's failure to pay the proper salary during the time claimant worked as Acting Public Defender from December 17, 2001 through June 24, 2003. <u>\$10,000.00</u> |
| 05-R-0420 (2) | Claim of <u>John Record</u> , for damages alleged to have been sustained as a result of striking an open construction cut on November 27, 2004 at 1261 West Paces Ferry. <u>\$2,417.29</u> |
| 05-R-0421 (3) | Claim of <u>Phoenix Loss Control & Recovery, as subrogee of Comcast</u> , for damages alleged to have been sustained as a result of striking the cable during a sanitation pick up on January 7, 2005 at 405 Fairburn Road. <u>\$534.11</u> |
| 05-R-0422 (4) | Claim of <u>State Farm Insurance Companies, as subrogee, of Raymond F. Campbell</u> , for damages alleged to have been sustained as a result of an automobile accident on August 13, 2004 on Interstate 20. <u>\$1,925.36</u> |

Claims with unfavorable recommendations:

- 05-R-0423 (5) Claim of **Diane Russell**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 611 Rock Street, NW.

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Administration Committee Agenda
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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 05-R-0424 (6) Claim of **Johnnie Mae Womble**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 617 Tyler Street, NW.
- 05-R-0425 (7) Claim of **Collette Ward**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 584 Rock Street, NW.
- 05-R-0426 (8) Claim of **Clara Colbert**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 615 Rock Street, NW.
- 05-R-0427 (9) Claim of **Vestor Anthony**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 614 Tyler Street, NW.
- 05-R-0428 (10) Claim of **Beulah Wright**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 344 Oliver Street, NW.
- 05-R-0429 (11) Claim of **Cheryl Hood**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 610 Tyler Street, NW.
- 05-R-0430 (12) Claim of **Mary A. Jenkins**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 605 Tyler Street, NW.
- 05-R-0431 (13) Claim of **Collins White**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 601 Tyler Street, NW.
- 05-R-0432 (14) Claim of **Jim Johnson, through his attorney, W. Winston Briggs**, for damages alleged to have been sustained as a result of the delay in the City's purchase of his property on November 18, 2003 at 600 Rock Street.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 05-R-0433 (15) Claim of **Dometric Outlaw, through his attorney, Ramon Walls Palanca, Jr.**, for damages alleged to have been sustained during an arrest on August 17, 2003 at 2140 Spink Street.
- 05-R-0434 (16) Claim of **Carlos R. Johnson**, for damages alleged to have been sustained as a result of driving over a pothole on June 16, 2004 at 1675-1695 Glenwood Road.
- 05-R-0435 (17) Claim of **Homer Homes, Inc.**, for damages alleged to have been sustained as a result of the delay in the City's purchase of its property located at 606 Tyler Street.
- 05-R-0436 (18) Claim of **Bridgett Swanson and James Hicklin**, for damages alleged to have been sustained as a result of the delay in the City's purchase of their property located at 630 and 634 Simpson Street.
- 05-R-0437 (19) Claim of **John T. Carter**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 588 Rock Street, NW.
- 05-R-0438 (20) Claim of **Calvin Maddox, through his attorney, Nan Deegan-Putnam**, for damages alleged to have been sustained as a result of the delay in the City's purchase of his property on November 21, 2003 at 644 Simpson Street.
- 05-R-0439 (21) Claim of **Evelyn Rice**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 593 Tyler Street, NW.
- 05-R-0440 (22) Claim of **Elizabeth Graham**, for damages alleged to have been sustained as a result of property damage due to flooding on September 21, 2002 at 615 Tyler Street, NW.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 05-R-0441 (23) Claim of **Sharon Reddick-Julien**, for damages alleged to have been sustained as a result of a fall in a broken catch basin on April 22, 2004 at 2457 Martin Luther King, Jr. Drive.
- 05-R-0442 (24) Claim of **Ruth Sinclair, through her insurance carrier, Progressive Insurance Company**, for damages alleged to have been sustained as a result of a vehicular accident on July 11, 2003 at 782 Ponce de Leon Avenue.
- 05-R-0443 (25) Claim of **Darlene Echols**, for damages alleged to have been sustained as a result of striking a pothole on December 26, 2004 at Martin Luther King, Jr. Drive and Brownlee Road.
- 05-R-0444 (26) Claim of **Deloris A. Reed**, for damages alleged to have been sustained as a result of a slip and fall on May 16, 2004 at the Atlanta Hartsfield-Jackson International Airport.
- 05-R-0445 (27) Claim of **Sean Williams**, for damages alleged to have been sustained as a result of an arrest on May 17, 2003 at 2259 Polar Rock Terrace, SW.
- 05-R-0446 (28) Claim of **Sean Williams**, for damages alleged to have been sustained as a result of a request for an appeal and incarceration on May 17, 2003 at 901 Rice Street.
- 05-R-0447 (29) Claim of **Sean Williams**, for damages alleged to have been sustained as a result of an arrest and incarceration on May 17, 2003 at 901 Rice Street.
- 05-R-0448 (30) Claim of **Carol Pearson**, for damages alleged to have been sustained as a result of striking an open construction cut on July 23, 2004 at Lindbergh Drive and Peachtree Hills Avenue.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 05-R-0449 (31) Claim of **John Nukes**, for damages alleged to have been sustained as a result of striking an open construction cut on December 3, 2004 at 2265 Perry Boulevard.
- 05-R-0450 (32) Claim of **Henry J. and Sheri Lynn Allen**, for damages alleged to have been sustained as a result of debris falling on their vehicle during construction on January 19, 2005 on Interstate 75.
- 05-R-0451 (33) Claim of **Linda C. Holloway**, for damages alleged to have been sustained as a result of the striking a metal plate on October 19, 2004 at 2391 Perry Boulevard.

D. ORDINANCES FOR FIRST READING

- 05-O-0476 (1) An Ordinance by Public Safety and Legal Administration Committee amending the 2005 (Intergovernmental Grant Fund) Budget, by adding to anticipations and appropriations in the amount of \$48,630.00 for the purpose of implementing the Atlanta Citizens Emergency Response Team (ACERT) Program to train over 200 Atlanta Residents and Workers in emergency preparedness and in basic response techniques sufficient to sustain themselves during a disaster for up to 72 hours, or until help arrives.
- 05-O-0477 (2) An Ordinance by Public Safety and Legal Administration Committee amending the 2005 (Intergovernmental Grant Fund) Budget, Department of Police and Municipal Court authorizing the transfer of \$50,000.00 from the 2004 Local Law Enforcement Block Grant #9 LB-BX 1216 from the Department of Police to the Municipal Court, in order to be consistent with the recommendations of the Local Law Enforcement Block Grant Advisory Committee; and for other purposes.

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REGULAR

E. ORDINANCE FOR SECOND READING

- 05-O-0513 (1) An Ordinance by Councilmember Mary Norwood to amend the Private Property Vending Ordinance by creating a new Section 30-1492 which shall provide that persons who sell fresh fruits and vegetables exclusively, shall be exempt from the one year requirement contained in Section 30-1485(a) of the Code of Ordinances; to repeal conflicting ordinances; and for other purposes.

F. RESOLUTIONS

- 05-R-0462 (1) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to renew a Lease Agreement with the Atlanta Independent School System, for the rental of 5,561 square feet of office space located at the D. T. Howard Facility, Atlanta, Georgia, for the Department of Police Zone Five Midtown Mini-Precinct, from May 1, 2005, until April 30, 2006, in the amount not to exceed \$1,350.44 a month (\$16,205.28 a year), to be charged and paid from Account Number: 1A01 525001 X42005 (Rental/Leases Non-Capital).
- 05-R-0463 (2) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to renew a Lease Agreement with Q. P. Jones, for the rental of 2,500 square feet of office space located at 247 Auburn Avenue, Atlanta, Georgia, for the Department of Police Zone Five Auburn Avenue Mini-Precinct, from June 1, 2005, until May 31, 2006, in the amount not to exceed \$19,326.12 a year, to be charged and paid from Account Number: 1A01 525001 X42005 (Rental/Leases Non-Capital).

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RESOLUTIONS (CONT'D)

- 05-R-0464 (3) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into and to execute an agreement of Mutual Aid and Automatic Aid with Fulton County to provide mutual aid and assistance between the Atlanta Fire Rescue Department and the Fulton County Fire Department; and for other purposes.
- 05-R-0465 (4) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to apply, jointly with Fulton County, for a grant from the United States Department of Justice, in the amount of \$1,603,404.00 under the Justice Assistance Grant Program, to fund programs to enhance Law Enforcement in the City of Atlanta; and for other purposes.
- 05-R-0466 (5) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to apply for and accept a grant in the amount of up to \$6,000,000.00 from the United States Department of Justice, to be matched with a maximum of \$2,000,000.00, provided such match will be provided by other benefiting agencies proportionate to their share of grant proceeds; and for other purposes.
- 05-R-0467 (6) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into an appropriate contractual agreement with North Greenville Fitness and Cardiac Rehabilitation Clinic for FC-6004007868, Atlanta Fire Department Wellness Program, on behalf of the Atlanta Fire Rescue Department, to provide a Fitness Program for Firefighters, using funds allocated to the City of Atlanta by the Federal Government in an amount not to exceed \$185,000.00. All contracted work shall be charged to and paid from Fund, Account and Center Number: 1B01 (Intergovernmental Grant), 524001 (Consulting), W11T2201B6C0, (2003 FEMA Agency Assistance/Firefighters Program).

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RESOLUTIONS (CONT'D)

- 05-R-0468 (7) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or her designee to accept on behalf of the Atlanta Fire Rescue Department the donation of \$3,000.00 from "The Reynolds Group" as a gift to be used by the Fire Station #19 (located at 1063 N. Highland Ave., NE) to replace needed appliances; and for other purposes.
- 05-R-0469 (8) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into an appropriate contractual agreement with A-Tow Atlanta, Inc. for FC-6004007821-E, Wrecker Services for vehicles under two (2) tons, for Zone Five (5) and Zone seven (7), on behalf of the Atlanta Police Department. All revenues generated under this contract shall be deposited to Fund, Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center).
- 05-R-0470 (9) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into an appropriate contractual agreement with S&W Towing for FC-6004007821-A, Wrecker Services for vehicles under two (2) tons, for Zone One (1) on behalf of the Atlanta Police Department. All revenues generated under this contract shall be deposited to Fund, Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center).
- 05-R-0471 (10) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into an appropriate contractual agreement with South Metro Towing for FC-6004007821-C, Wrecker Services for vehicles under two (2) tons, for Zone Three (3) on behalf of the Atlanta Police Department. All revenues generated under this contract shall be deposited to Fund, Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center).

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RESOLUTIONS (CONT'D)

- 05-R-0472 (11) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into an appropriate contractual agreement with Futo's Inc., for FC-6004007821-B, Wrecker Services for vehicles under two (2) tons, for Zone Two (2) on behalf of the Atlanta Police Department. All revenues generated under this contract shall be deposited to Fund, Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center).
- 05-R-0473 (12) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into an appropriate contractual agreement with B&L Wrecker Service, Inc., for FC-6004007821-D, Wrecker Service for vehicles under two (2) tons, for Zone Four (4) on behalf of the Atlanta Police Department. All revenues generated under this contract shall be deposited to Fund, Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center).
- 05-R-0474 (13) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to enter into an appropriate contractual agreement with S&W Towing for FC-6004007822, Wrecker Services for vehicles over two (2) tons, for all Zones on behalf of the Atlanta Police Department. All revenues generated under this contract shall be deposited to Fund, Account and Center Numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001 (Revenue Center).
- 05-R-0475 (14) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to apply for and accept a grant from the United States Department of Justice, Office of Community Oriented Policing Services, in the amount of 98,664.00 which may be matched with locals funds totaling \$24,666.00, to acquire advanced technology to enhance Law Enforcement Operations by the Atlanta Police Department; and for other purposes.

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RESOLUTIONS (CONT'D)

- 05-R-0512 (15) A Resolution by Councilmember Mary Norwood requesting the License and Permits unit of the Police Department to prepare and present to the City Council Public Safety and Legal Administration Committee at its meeting scheduled for March 15, 2005, certain information regarding its administration and enforcement of the private property vending ordinance; and for other purposes.

G. PAPERS HELD IN COMMITTEE

- 03-R-0020 (1) Claim of **Monesia Youngblood and John Arnold, parents and legal guardian of Corey Ward, deceased, through their attorney, Shean D. Williams**, for damages alleged to have been sustained as a result of the wrongful death of the claimant's son on July 14, 2002 at 3215 Peachtree Road, NE. **(Held 1/14/03)**
- 03-O-1188 (2) An Ordinance by Councilmember H. Lamar Willis prohibiting panhandling within the Downtown Atlanta area and in confined areas such as: Automated Teller Machines, Banks, Metropolitan Atlanta Rapid Transit Authority (MARTA) Stations, Bus Depots, Sports Arenas and Hartsfield Atlanta International Airport. **(Held 7/29/03)**
- 03-R-1831 (3) A Resolution by Councilmembers Clair Muller, Cleta Winslow and Howard Shook expressing the desire of the Council that the Mayor pursue the development of a Metro-Atlanta Wide 911 Emergency Call System; and for other purposes. **(Held 10/28/03)**
- 03-O-1847 (4) An Ordinance by Councilmember Natalyn M. Archibong to settle the case of Wesley Arch, Inc., v. the City of Atlanta, Georgia, Fulton County Superior Court Case No. 2003CV72720 by reimbursing Wesley Arch, Inc. the sum of \$40,000.00 for property it bought from the City of Atlanta known as 595 Harold Avenue; and for other purposes. **(Referred from Finance/Executive Committee 10/29/03) (Held 11/10/03)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 04-O-0500 (5) An Ordinance by Councilmember Ceasar C. Mitchell to amend Article XXIII of the City of Atlanta Code of Ordinances, Vending on Public Property, specifically Sections 30-1402, 30-1403, 30-1405, 30-1409, 30-1426, 30-1428, 30-1429, 30-1430, and 30-1431; and for other purposes. **(Held 3/30/04)**
- 04-O-1260 (6) An Ordinance by Councilmember Anne Fauver **as substituted by Public Safety and Legal Administration Committee** to amend Chapter 10 of the Code of Ordinances of the City of Atlanta, Georgia so as to amend the definition of "Distance" contained in Section 10-1; to amend the way measurement of the distance between alcohol licensed establishments and designated uses is made; to eliminate distance requirements from parks and libraries; to delete and consolidate redundant or obsolete Sections of the Code in Section 10-91, 10-92, 10-94; to delete Sections 10-95, 10-113 dealing with grandfathering; and for other purposes. **(Referred back by Full Council 1/3/05) (Held 1/11/05)**
- 04-O-1261 (7) An Ordinance by Councilmember Anne Fauver **as substituted by Public Safety and Legal Administration Committee** to amend Chapter 10 of the Code of Ordinances of the City of Atlanta, Georgia so as to amend the definition of "Distance" contained in Section 10-1; to amend the way measurement of the distance between alcohol licensed establishments and designated uses is made; to eliminate distance requirements from parks and libraries; to delete and consolidate redundant or obsolete Sections of the Code in Section 10-91, 10-92, 10-94; and for other purposes. **(Referred back by Full Council 1/3/05) (Held 1/11/05)**
- 04-R-1272 (8) A Resolution by Councilmember Caesar C. Mitchell accepting the pro bono offer of Central Atlanta Progress and the Atlanta Development Authority to fund and provide to the City of Atlanta a feasibility study regarding the City's Public Property Vending Program; and for other purposes. **(Referred from Finance/Executive Committee via Council, 7/19/04) (Held 7/27/04)**

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Page Twelve**

PAPERS HELD IN COMMITTEE (CONT'D)

- 04-O-1364 (9) An Ordinance by Councilmember Anne Fauver to amend certain sections of Chapter 10 of the City of Atlanta Code of Ordinances for the purpose of modifying the parking requirements associated with the licensing of establishments for the on premises consumption of distilled spirits; and for other purposes. **(Referred back by Full Council 1/3/05) (Held 1/11/05)**
- 04-R-1789 (10) Claim of **Owen Omundsen**, for damages alleged to have been sustained as a result of water run-off from an abutting property occurring on an ongoing basis at 769 Vedado Way, NE. **(Held 10/12/04)**
- 04-O-2103 (11) An Ordinance by Councilmember H. Lamar Willis **as substituted by Public Safety and Legal Administration Committee** prohibiting establishments licensed for the retail sale of alcoholic beverages by the package from having drive-in windows; and for other purposes. **(Substituted and held 12/14/04)**
- 04-O-2105 (12) An Ordinance by Councilmember H. Lamar Willis **as substituted by Public Safety and Legal Administration Committee** to amend Chapter 10, Article II, Section 10-92(b) of the City of Atlanta Code of Ordinances so as to provide an exemption from the distance requirements for Package Stores licensed to sell malt beverages and/or wine by the package ~~listed in Section 10-88.1 for an establishment~~ located at 2018 Bolton Road, NW; and for other purposes. **(Referred back by Council 12/06/04) (Held 12/14/04)**
- 05-O-0114 (13) An Ordinance by Councilmember Caesar C. Mitchell to amend Article II of the Code of Ordinances by adding Section 162-44 so as to create a Vehicles for Hire Advisory Commission; and for other purposes. **(Held 2/1/05 for work session)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 05-O-0115 (14) An Ordinance By Councilmember Ceasar C. Mitchell to amend Article II, Section 162-29 so as to expand the number of Hearing Officers and allow the Vehicles for Hire Advisory Commission to provide Hearing Officer Nominations to the Mayor; and for other purposes. **(Held 2/1/05 for work session)**
- 05-O-0116 (15) An Ordinance By Councilmember Ceasar C. Mitchell to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Entitled "Vehicles for Hire", by creating a new Section 162-44 which shall declare that it shall be unlawful for any agent or employee of any restaurant or of any hotel, motel, or other similar lodging business, to direct patrons to certain unauthorized Vehicles for Hire or for any restaurant or any hotel, motel, or other similar lodging business to knowingly permit or allow any of its agents or employees to direct patrons to certain unauthorized Vehicles for Hire; to repeal conflicting ordinances; and for other purposes. **(Held 2/1/05 for work session)**
- 05-O-0117 (16) An Ordinance by Councilmember Ceasar C. Mitchell to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, entitled "Vehicles for Hire", by creating a new Section 162-120 to be entitled "The Paratransit Taxi Program" [or "The Wheelchair Accessible Taxicab Pilot Program"]; to establish the rules, regulations, requirements and vehicle specifications related to said program; to repeal conflicting ordinances; and for other purposes. **(Held 2/1/05 for work session)**
- 05-O-0118 (17) An Ordinance by Councilmember Ceasar C. Mitchell to amend Section 98-29 of the Code of Ordinances of the City of Atlanta, Georgia so as to provide that the Department of Police and the Bureau of Taxicabs and Vehicles for Hire shall be authorized to enforce Section 16-28.014(7) of the Zoning Code pertaining to the number of off-street, on-site taxicab stands required to be maintained by hotels and motels in the City; and for other purposes. **(Held 2/1/05 for work session)**

**Public Safety and Legal
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PAPERS HELD IN COMMITTEE (CONT'D)

- 05-O-0119 (18) An Ordinance by Councilmember Ceasar C. Mitchell to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Article II, Sections 162-26, 162-29, 162-33, 162-36, 162-42, 162-43, 162-76, 162-77, 162-78, 162-99 and 162-102; to provide time limits on the decision to issue Vehicles for Hire Company and Driver Permits; to provide for certain Administrative Fees; to provide that certain information be displayed on a Vehicle for Hire; to provide that all passengers of Vehicles for Hire receive receipts upon request; to provide standards of punishment for certain code violations; to provide a definition for the term habitual violator; to provide additional requirements for those permitted to drive a Vehicle for Hire and to possess a company permit; and to repeal conflicting ordinances; and for other purposes. **(Held 2/1/05 for work session)**
- 05-R-0123 (19) A Resolution by Councilmembers Mary Norwood, Ceasar C. Mitchell, H. Lamar Willis, Joyce Sheperd, C. T. Martin, Anne Fauver and Carla Smith **as substituted by Public Safety and Legal Administration Committee** encouraging Judges of the Municipal Court of the City of Atlanta and the Atlanta City Court to impose a minimum fine and a minimum term of imprisonment for persons charged with an offense who fail to appear for scheduled court hearings; and for other purposes. **(Held 2/1/05)**
- 05-O-0407 (20) An Ordinance by Councilmember Debi Starnes to amend Chapter 106, Article II, Section 106-59 of the Code of Ordinances, City of Atlanta, GA, so as to make the City's distance requirements match the State of Georgia's distance requirements, for ticket brokers. **(Held 3/1/05)**

H. ITEMS NOT ON THE AGENDA

I. ADJOURNMENT

**CITY COUNCIL
ATLANTA, GEORGIA**

05- 0 -0476

ORDINANCE

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

AN ORDINANCE AMENDING THE 2005 (INTERGOVERNMENTAL GRANT FUND BUDGET, BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS IN THE AMOUNT OF \$48,630 FOR THE PURPOSE OF IMPLEMENTING THE ATLANTA CITIZENS EMERGENCY RESPONSE TEAM (ACERT) PROGRAM TO TRAIN OVER 200 ATLANTA RESIDENTS AND WORKERS IN EMERGENCY PREPAREDNESS AND IN BASIC RESPONSE TECHNIQUES SUFFICIENT TO SUSTAIN THEMSELVES DURING A DISASTER FOR UP TO 72 HOURS, OR UNTIL HELP ARRIVES.

WHEREAS, threats to homeland security have heightened the need for emergency preparedness at every level of our community; and

WHEREAS, recent events have demonstrated that when a disaster strikes, whether due to acts of terrorism, natural disasters or black outs, resources can be quickly depleted and may leave citizens at a loss for immediate emergency help; and

WHEREAS, in order to be adequately prepared for such emergencies, citizens need to be trained in disaster management to promote self sufficiency for up to a 72-hour period; and

WHEREAS, ACERT will train 200 people representing community residents, employees throughout the city, employees from convention and sports arenas, and employees from selected city departments (Public Works, Parks, Recreation and Cultural Affairs) in disaster preparedness, fire safety, disaster medical operations, search and rescue, team organization, first aid/CPR, and incident command systems; and

WHEREAS, ACERT training will be provided through a partnership with the Metropolitan Atlanta Chapter of the Red Cross.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the 2005 Intergovernmental Grant fund be and hereby is amended as follows:

D-1

ADD TO ANTICIPATIONS

1B02 J53X0210JCN0

Georgia Emergency Management Agency
(GEMA)
Office of Domestic Preparedness Homeland
Security Grant Program

432101

State Grants/Entitlement

\$48,630

ADD TO APPROPRIATIONS

1B02 W11T0750JCN0

2004 GEMA Citizens Emergency Response Team
Program **\$48,630**

72****

OTHER OPERATING EXPENSES

77****

CAPITAL EXPENSES

SECTION TWO : That all Ordinances or parts of Ordinances in conflict with the provisions herein, be and are hereby repealed.



CITY OF ATLANTA

FIRE RESCUE DEPARTMENT

**SHIRLEY FRANKLIN
MAYOR**

City Hall East 675 Ponce de Leon Avenue, NE Suite 2001
Atlanta, GA 30308-1807
(404) 853-7000 * FAX (404) 853-7245
ICHIEFS ID – ATLFDHQ

**DENNIS L. RUBIN
FIRE CHIEF**

Legislative White Paper

Committee of Purview: PUBLIC SAFETY & LEGAL ADMINISTRATION

Caption: An ordinance amending the 2005 (intergovernmental grant fund budget, by adding to anticipations and appropriations in the amount of \$48,630 from the Georgia Emergency Management Agency (GEMA) for the purpose of implementing the Atlanta Citizens Emergency Response Team (ACERT) program to train over 200 Atlanta residents and workers in emergency preparedness and in basic response techniques sufficient to sustain themselves during a disaster for up to 72 hours, or until help arrives.

Council Meeting Date: March 21, 2005

Legislation Title: Adding to anticipations and appropriations an amount not to exceed \$48,630 in grant funds to implement the Atlanta Citizens Emergency Response Team (ACERT).

Requesting Dept.: Atlanta Fire Rescue Department

Contract Type: N/A

Source Selection: N/A

Bids/Proposals Due: N/A

Invitations Issued: N/A

**Number of Bids/
Proposals Received:** N/A

Bidders/Proponents: N/A

Justification Statement: N/A

Background: The Atlanta Fire Rescue Department has implemented a Citizens Emergency Response Team program based upon the model approved by the Federal Emergency Management Agency and piloted by the Los Angeles City Fire Department. The funds from this grant award will extend the training provided by this initiative to reach more citizens and therefore promote greater response to various disasters that threaten our city.

Fund Account Center: 2005 Grant Fund

Source of Funds: Grant award from the Federal Emergency Management Agency

Fiscal Impact: N/A

Term of Contract: N/A

Method of Cost Recovery: N/A

Approvals:

DOF:

DOL:

Prepared By: Valena Rhodes Franklin

Contact Number: 404.853.7799

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office Greg Pridgeon, Chief of Staff

(for review & distribution to Executive Management)

Commissioner Signature Dennis L. Rubin Director Signature _____

From: Originating Dept. Fire Contact (name) Valena Rhodes Franklin (4.853.7799)

Committee(s) of Purview: Public Safety Committee Deadline: 2.28.05

Committee Meeting Date(s) March 15-16, 2005 City Council Meeting Date: March 21, 2005

CAPTION:

An ordinance amending the 2005 Intergovernmental Grant Fund Budget, by adding to anticipations and appropriations in the amount of \$48,630 for the purpose of implementing the Atlanta Citizens Emergency Response Team (ACERT) program to train over 200 Atlanta residents and workers in emergency preparedness and in basic response techniques sufficient to sustain themselves during a disaster for up to 72 hours, or until help arrives.

BACKGROUND/PURPOSE/DISCUSSION:

The Atlanta Fire Rescue Department has implemented a Citizens Emergency Response Team program based upon the model approved by the Federal Emergency Management Agency and piloted by the Los Angeles City Fire Department. The funds from this grant award will extend the training provided by this initiative to reach more citizens and therefore promote greater response to various disasters that threaten our city.

FINANCIAL IMPACT (if any):

Mayor's Staff Only _____

Received by Mayor's Office: 2.24.05 DP
(date)

Reviewed: [Signature]
(Initials) (date)

Submitted to Council: _____
(date)

Action by Committee: _____ Approved _____ Adversed _____ Held _____ Amended
Substitute _____ Referred _____ Other _____

AN ORDINANCE BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE

05-0-0477

**AN ORDINANCE AMENDING THE (INTERGOVERNMENTAL
GRANT FUND) BUDGET, DEPARTMENT OF POLICE AND
MUNICIPAL COURT AUTHORIZING THE TRANSFER OF
\$50,000 FROM THE 2004 LOCAL LAW ENFORCEMENT BLOCK
GRANT # 9 LB-BX 1216 FROM THE DEPARTMENT OF POLICE
TO THE MUNICIPAL COURT, IN ORDER TO BE CONSISTENT
WITH THE RECOMMENDATIONS OF THE LOCAL LAW
ENFORCEMENT BLOCK GRANT ADVISORY COMMITTEE,
AND FOR OTHER PURPOSES**

WHEREAS, the Atlanta Police Department made application for and was awarded Grant # LB-BX-1216 for \$676,413 from the U. S. Department of Justice, as Local Law Enforcement Block Grant #9, to be matched with \$75,157 from local funds, and

WHEREAS, the grant includes a provision that the City receive non-binding recommendations from an advisory board consisting of local law enforcement, the local prosecutor, the court system, one citizen member and a representative from the education community. This committee met on October 4, 2004 and heard recommendations that a portion of the Block Grant funds should be allocated to Municipal Court to support judicial initiatives to be put forth by the court, and

WHEREAS, consistent with that recommendation, the City will transfer \$50,000 of the Local Law Enforcement Block Grant funds previously appropriated to the Atlanta Police Department to the Atlanta Municipal Court

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA

Section 1: that the (Intergovernmental Grant Fund) Budget, Department of Police and Atlanta Municipal Court be and are hereby amended as follows:

TRANSFER FROM APPROPRIATIONS

1B02 X11T0735B5F0 Local Law Enforcement Block Grant #9, Police

775001	Equipment	\$50,000
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TRANSFER TO APPROPRIATIONS

1B02 S11T0735B5F0 Municipal Court

Local Law Enforcement Block Grant #9

75****	Internal Service Expensed	\$50,000
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72****	Other Operating Expenses	
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Section 2: that the Chief Financial Officer, or her designee, is hereby authorized to transfer appropriations consistent with the terms outlined above.

Section 3: that all ORDINANCES or portions of ORDINANCES in conflict with the provisions herein are hereby repealed.



CITY OF ATLANTA

Shirley Franklin
Mayor

675 Ponce De Leon Ave. NE
Atlanta, Georgia 30308
(404) 817-6900

Atlanta Police Department
Richard J. Pennington
Chief of Police

TO: SHIRLEY FRANKLIN, MAYOR

FROM: RICHARD J. PENNINGTON, CHIEF OF POLICE

DATE: FEBRUARY 8, 2005

SUBJECT: REQUESTED GRANT ORDINANCE

The Atlanta Police Department recently received a grant award from the United States Department of Justice in the amount of \$676,413 to be matched with \$75,157. The grant is conditioned upon convening an Advisory Board to consider and make non-binding recommendations as to the potential uses of grant funds. This board consists of the following personnel:

- The Honorable Deborah Green, Chief Judge, Atlanta Municipal Court
- Lieutenant C. J. Davis, Atlanta Police Department
- Raines Carter, City Solicitor
- Mr. Mike Dangerfield, citizen appointee
- Ms. Marquenta Sands, Atlanta Board of Education

The Advisory Board met last October, and representatives from the Municipal Court made a strong case for allocating a portion of funds for an intervention program to impact teen traffic offenders. Based on this recommendation, the attached ORDINANCE reallocates \$50,000 of Local Law Enforcement Block Grant funds to the Court.

I request that you forward this paper to the City Council for consideration.

Legislative White Paper

Committee of Purview: Public Safety and Legal Administration

Caption AN ORDINANCE AMENDING THE 2005 (INTERGOVERNMENTAL GRANT FUND) BUDGET, POLICE DEPARTMENT AND MUNICIPAL COURT TO TRANSFER \$50,000 FROM THE 2004 LOCAL LAW ENFORCEMENT BLOCK GRANT FROM THE POLICE DEPARTMENT TO THE MUNICIPAL COURT, CONSISTENT WITH THE RECOMMENDATIONS OF THE LOCAL LAW ENFORCEMENT BLOCK GRANT ADVISORY BOARD, AND FOR OTHER PURPOSES

Council Meeting Date: March 7, 2005

Legislation Title: Transfer of Block Grant Funds

Requesting Dept.: Police

Contract Type: Grant

Source Selection: Not applicable

Bids/Proposals Due: Not applicable

Invitations Issued: Not applicable

Number of Bids/ Not applicable

Proposals Received: Not applicable

Bidders/Proponents: Not applicable

Justification Statement: The Atlanta Police Department received a Department of Justice grant in the amount of \$676,413, to be matched with \$75,157 from local sources (General Fund Account 1A01 761001 T31001). One of the grant conditions specifies that the grantee assemble an advisory board to meet prior to the expenditure of funds and make non-binding recommendations as to the use of the funds. The Advisory Board must consist of a representative from each of the following: 1) local law enforcement; 2) the court; 3) the local prosecutor; 4) the local education community; 5) a citizen with a special interest in criminal justice. The City's Advisory Board consists of the following, respectively: 1) Atlanta Police Lieutenant C. J. Davis; 2) Chief Judge Deborah Green; 3) Solicitor Raines Carter; 4) Marquenta Sands, Director of Security at the Atlanta Public Schools; 5) Mr. Mike Dangerfield. Following a meeting of the Advisory Board, it was determined to transfer \$50,000 of the

grant to the Municipal Court to support the Teens Learning Control program.

Background: Historically, the City has received Local Law Enforcement Block Grant funds every year since 1996. The funds have allowed the Police Department to computerize the Criminal Investigation Division, expand the Bike Patrol, enhance the Tactical Crime Analysis Unit operate the "Street Heat" anti-crime initiative and fund an information system for the Community Court. The grant funds are drawn down in advance and invested so that interest earned on the grant funds is used to advance the programs funded under the grant principal. The same will apply to 2004 funds.

Fund Account Center: To be determined

Source of Funds: U.S. Department of Justice

Fiscal Impact: 10% local match, amounting to \$75,157 (available in the Non-Departmental Section of the General Fund Budget).

Term of Contract: Two years

Method of Cost Recovery: Not applicable

Approvals:

DOF:

DOL:




Prepared By: Dan Boozer

Contact Number: (404) 817 - 6782

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Greg Pridgeon

(for review and distribution to Executive Management)

Chief of Police Signature:  Deputy Chief Signature: 
Assistant Chief signature: 
From: Originating Dept.: POLICE Contact (Name): Dan Boozer 817-6782
Committee(s) of Purview: PUBLIC SAFETY/LEGAL Committee Deadline: February 14, 2005
Committee Meeting Dates: March 1-2, 2005 City Council Meeting Date: March 7, 2005

CAPTION:

AN ORDINANCE AMENDING THE (INTERGOVERNMENTAL GRANT FUND) BUDGET, POLICE DEPARTMENT AND MUNICIPAL COURT, TO TRANSFER \$50,000 FROM THE 2004 LOCAL LAW ENFORCEMENT BLOCK GRANT FROM THE POLICE DEPARTMENT TO THE MUNICIPAL COURT, CONSISTENT WITH THE RECOMMENDATIONS OF THE LOCAL LAW ENFORCEMENT BLOCK GRANT ADVISORY COMMITTEE, AND FOR OTHER PURPOSES

BACKGROUND/PURPOSE/DISCUSSION:

THE ATLANTA POLICE DEPARTMENT MADE APPLICATION TO THE U. S. DEPARTMENT OF JUSTICE FOR A LOCAL LAW ENFORCEMENT BLOCK GRANT IN THE AMOUNT OF \$676,413 IN FY2004. THIS GRANT WAS AWARDED WITH THE CONDITION THAT AN ADVISORY BOARD WOULD MEET AND MAKE NON-BINDING RECOMMENDATIONS REGARDING PROPOSED USE OF THE FUNDS PRIOR TO EXPENDITURE OF ANY GRANT FUNDS. OUR ADVISORY BOARD CONSISTS OF LIEUTENANT C. J. DAVIS (LAW ENFORCEMENT) CHIEF JUDGE DEBORAH GREEN (COURTS), RAINES CARTER (PROSECUTOR), MARQUENTA SANDS (ATLANTA PUBLIC SCHOOLS) AND MIKE DANGERFIELD (CITIZEN). THE COMMITTEE MET ON OCTOBER 4, 2004 AND CONSIDERED A NUMBER OF PROPOSALS. AMONG THESE PROPOSALS WERE PROGRAMS PROPOSED BY THE MUNICIPAL COURT FOR A PROGRAM (TEENS LEARNING CONTROL) TO REACH THOSE CONVICTED OF DUI, SPEEDING, MARIJUANA POSSESSION, HIT AND RUN AND OTHER OFFENSES AT THE COURT'S DISCRETION. TREATMENT ALTERNATIVES WILL INCLUDE COMMUNITY SERVICES, DRIVER TRAINING. A FINAL DETERMINATION WAS MADE TO FUND THE COURT'S PROPOSAL AT \$50,000.

FINANCIAL IMPACT (if any):

NONE.

PERSONNEL IMPACT:

NONE.

Mayor's Staff Only

Received by Mayor's Office (Date): 2.21.05

Reviewed (Initials):  Date: _____

Action by Committee: _____

____APPROVED ____ADVERSED ____HELD ____AMENDED
____SUBSTITUTE ____REFERRED ____OTHER

AN ORDINANCE

05-0-0513

BY COUNCILMEMBER MARY NORWOOD

AN ORDINANCE TO AMEND THE PRIVATE PROPERTY VENDING ORDINANCE BY CREATING A NEW SECTION 30-1492 WHICH SHALL PROVIDE THAT PERSONS WHO SELL FRESH FRUITS AND VEGETABLES EXCLUSIVELY, SHALL BE EXEMPT FROM THE ONE YEAR REQUIREMENT CONTAINED IN SECTION 30-1485(a) OF THE CODE OF ORDINANCES; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Whereas, fresh fruits and vegetables are a healthier alternative to “fast foods” and other types of prepared foods; and

Whereas, it is convenient to purchase fresh fruits and vegetables from purveyors who sell such products from open-air markets located on private property; and

Whereas, because of these factors, the City of Atlanta is interested in encouraging the sale of fresh fruits and vegetables from open-air markets located on private property; and

Whereas, exempting purveyors of fresh fruits and vegetables from the one year restriction of the Private Property Vending Ordinance will further the City’s interest in promoting healthier eating habits among its citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: The Private Property Vending Ordinance is hereby amended by creating a new Section 30-1492 which shall provide as follows:

“Persons who sell fresh fruits and vegetables exclusively, shall be exempt from the one year requirement contained in Section 30-1485(a).”

Section 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

E-1

A RESOLUTION

Public Safety and Legal Administration Committee:

A RESOLUTION AUTHORIZING THE MAYOR TO RENEW A LEASE AGREEMENT WITH THE ATLANTA INDEPENDENT SCHOOL SYSTEM, FOR THE RENTAL OF 5,561 SQUARE FEET OF OFFICE SPACE LOCATED AT THE D.T. HOWARD FACILITY, ATLANTA, GEORGIA, FOR THE DEPARTMENT OF POLICE ZONE FIVE MIDTOWN MINI-PRECINCT, FROM MAY 1, 2005, UNTIL APRIL 30, 2006, IN THE AMOUNT NOT TO EXCEED \$1,350.44 A MONTH (\$16,205.28 A YEAR), TO BE CHARGED AND PAID FROM ACCOUNT NUMBER 1A01 525001 X42005 (RENTAL/LEASES NON-CAPITAL).

WHEREAS, the Atlanta Police Department currently occupies 5,561 square feet of office space at the D.T. Howard Facility, and,

WHEREAS, the Atlanta Police Department wishes to continue to occupy the D.T. Howard Facility for use as the Police Zone Five Midtown Mini-Precinct,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to renew a Lease Agreement with the Atlanta Independent School System, for rental of 5,561 square feet of office space located at the D.T. Howard Facility, for the Atlanta Police Department Zone Five Midtown Mini-Precinct, beginning May 1, 2005, until April 30, 2006, in the amount not to exceed \$1,350.44 a month (\$16,205.28 a year), said payment to be charged to and paid from account number 1A01 525001 X42005.

BE IT FURTHER RESOLVED, that the City Attorney be and is hereby directed to prepare an appropriate contract for execution by the Mayor or her designee, to be approved by the City Attorney as to form.

BE IT FURTHER RESOLVED, that the City of Atlanta shall incur no liability until such contract has been executed by the Mayor or her designee and delivered to the contracting party.

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05-R-0463

RESOLUTION BY:

Public Safety and Legal Administration Committee;

A RESOLUTION AUTHORIZING THE MAYOR TO RENEW A LEASE AGREEMENT WITH Q. P. JONES, FOR THE RENTAL OF 2,500 SQUARE FEET OF OFFICE SPACE LOCATED AT 247 AUBURN AVENUE ATLANTA, GEORGIA, FOR THE DEPARTMENT OF POLICE ZONE FIVE AUBURN AVENUE MINI-PRECINCT, FROM JUNE 1, 2005, UNTIL MAY 31, 2006, IN THE AMOUNT NOT TO EXCEED \$19,326.12 A YEAR, TO BE CHARGED AND PAID FROM ACCOUNT NUMBER 1A01 525001 X42005 (RENTAL/LEASES NON-CAPITAL).

WHEREAS, the Atlanta Police Department currently leases and occupies 2500 square feet of office space at 247 Auburn Avenue for the Zone Five Auburn Avenue Mini-Precinct, and,

WHEREAS, the Atlanta Police Department wishes to continue to occupy 247 Auburn Avenue for use as the Police Zone Five Auburn Avenue Mini-Precinct,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor is hereby authorized to renew the Lease Agreement with Q. P. Jones, for the rental of 2,500 square feet of office space located at 247 Auburn Avenue, Atlanta, Georgia, for the Atlanta Police Department Zone Five Mini-Precinct, beginning June 1, 2005, until May 31, 2006, in the amount not to exceed \$19,326.12 a year, said payment to be charged to and paid from account number 1A01 525001 X42005.

BE IT FURTHER RESOLVED, that the City Attorney be and is hereby directed to prepare an appropriate contract for execution by the mayor or her designee, to be approved by the City Attorney as to form.

BE IT FURTHER RESOLVED, that the City of Atlanta shall incur no liability until such contract has been executed by the Mayor or her designee and delivered to the contracting party.

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Legislative White Paper

Committee of Purview: Public Safety and Legal Administrative

Caption:

Resolution authorizing the Mayor to renew a Lease Agreement with Q.P. Jones, for the rental of 2,500 square feet of office space at 247 Auburn Avenue, Atlanta, Georgia, for the Police Zone Five Auburn Avenue Mini-Precinct, from June 1, 2005, until May 31, 2006, in the amount not to exceed \$19,326.12 a year, to be charged and paid from Account Number 1A01 525001 X42005.

Council Meeting Date: April 18, 2005

Legislation Title: Lease Renewal; Police Auburn Avenue Mini-Precinct

Requesting Dept.: Police

Contract Type: Lease

Source Selection: N/A

Bids/Proposals Due: N/A

Invitations Issued: N/A

**Number of Bids/
Proposals Received: N/A**

Bidders/Proponents: N/A

Justification Statement: The Police Zone Five Auburn Avenue Mini-Precinct provides an effective Police presence in the Auburn Avenue business district.

Background: The Police Zone Five Auburn Avenue Mini-Precinct has occupied 247 Auburn Avenue for over 10 years.

Fund Account Center: 1A01 525001 X25001

Source of Funds: General Fund

Fiscal Impact: Same as 2004; \$19,326.12 a year.

Term of Contract: 1-year

Method of Cost Recovery: Increased Police presence in the Auburn Avenue business district.

Approvals:

DOF:

DOL:

Prepared By: DiStephano, Atlanta Police 817-6921

Contact Number: (404) 817-6921

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Mr. G. Pridgeon
(for review & distribution to Executive Management)

Chief's Signature [Signature]

Deputy Chief's Signature [Signature]

Assistant Chief's Signature [Signature]

From: Originating Dept. Police

Contact (name) Tony DiStephano 4. 817. 6921

Committee(s) of Purview: Public Safety & Legal

Committee Deadlines: 3/14/05; Mayor's Office

Committee Meeting Date(s) 3/29/05

City Council Meeting Dates: 4/18/05

CAPTION: A Resolution authorizing the Mayor to renew a Lease Agreement with Q.P. Jones, for the rental of 2,500 square feet of office space at 247 Auburn Avenue, Atlanta, Georgia, for the Police Zone Five Auburn Avenue Mini-Precinct, from June 1, 2005, until May 31, 2006, in the amount not to exceed \$19,326.12 a year, to be charged and paid from Account Number 1A01 525001 X42005.

BACKGROUND/PURPOSE/DISCUSSION:

The Police Zone Five Auburn Avenue Mini-Precinct currently occupies this facility and wishes to continue to operate from this facility.

FINANCIAL IMPACT (IF ANY): \$19,326.12/Year

Mayor's Staff Only

Received by Mayor's Office:
2.24.05 [Signature] (date)

Reviewed: [Signature]
(initials) (date)

Submitted to Council: _____
(date)

Action by Committees: ☐ Approved ☐ Adversed ☐ Held ☐ Amended
☐ Substitute ☐ Referred ☐ Other

**CITY COUNCIL
ATLANTA, GEORGIA**

05-*R*-0464

A RESOLUTION BY

THE PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

**A RESOLUTION TO AUTHORIZE THE MAYOR TO ENTER
INTO AND TO EXECUTE AN AGREEMENT OF MUTUAL
AID AND AUTOMATIC AID WITH FULTON COUNTY TO
PROVIDE MUTUAL AID AND ASSISTANCE BETWEEN THE
ATLANTA FIRE RESCUE DEPARTMENT AND THE FULTON
COUNTY FIRE DEPARTMENT AND FOR OTHER
PURPOSES.**

WHEREAS, the fire departments of the City of Atlanta and Fulton County provide fire prevention, fire suppression, emergency medical, hazardous material, technical rescue and support services in contiguous geographic service areas; and

WHEREAS, the City of Atlanta and Fulton County have determined that it is to the mutual benefit of both jurisdictions to render supplemental fire prevention, fire suppression, emergency medical, hazardous material, technical rescue and support assistance between jurisdictions in the event of a fire or other local emergency and to take part in joint training exercises for this purpose; and

WHEREAS, Article 9, Section 2, Paragraph 3(b) of the Georgia Constitution restricts counties and municipalities from exercising jurisdiction for fire protection services across geographic boundaries in the absence of an agreement between the jurisdictions; and

WHEREAS, Section 36-69-1, et. Seq. of the Official Code of Georgia authorizes extraterritorial cooperation and assistance to local law enforcement agencies and fire departments; and

WHEREAS, the Mayor and Council of the City of Atlanta have determined it to be in the best interests of the citizens of the City of Atlanta to provide for their mutual aid and protection in local emergencies by entering into a mutual aid agreement with Fulton County; and

WHEREAS, the Chair and Board of Commissioners of Fulton County have expressed through resolution an equivalent desire on behalf of the citizens of unincorporated Fulton County;

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NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA:

That the Mayor is authorized to execute on behalf of the City of Atlanta, Georgia, that intergovernmental Agreement entitled, "AGREEMENT OF MUTUAL AID AND AUTOMATIC AID", in substantial form to that document attached as Exhibit "A" hereto for the mutual provision of fire and support services between the fire departments of the City of Atlanta and Fulton County, Georgia, said agreement to become effective upon approval by Council and execution by the Mayor.



CITY OF ATLANTA

FIRE -RESCUE

SHIRLEY FRANKLIN
MAYOR

City Hall East 675 Ponce de Leon Avenue, NE Suite 2001
Atlanta, GA 30308-1807
(404) 853-7000 * FAX (404) 853-7245
ICHIEFS ID – ATLFDHQ

DENNIS L. RUBIN
FIRE CHIEF

Legislative White Paper

Committee of Purview: PUBLIC SAFETY & LEGAL ADMINISTRATION

Caption: A resolution to authorize the Mayor, or her designee, to enter into and to execute an agreement of mutual aid and automatic aid with Fulton County to provide mutual aid and assistance between the Atlanta Fire Rescue Department and the Fulton County Fire Department and for other purposes.

Council Meeting Date:	March 21, 2005
Legislation Title:	Mutual Aid and Automatic Aid Agreement with Fulton County.
Requesting Dept.:	Atlanta Fire Rescue
Contract Type:	N/A
Source Selection:	N/A
Bids/Proposals Due:	N/A
Invitations Issued:	N/A
Number of Bids/ Proposals Received:	N/A
Bidders/Proponents:	N/A
Justification Statement:	N/A

Background: The City of Atlanta and Fulton County have determined that it is to the mutual benefit if both jurisdictions to render supplemental fire prevention, fire suppression, emergency medical, hazardous material, technical rescue and support assistance between jurisdictions in the event of a fire or other local emergency and to take part in joint training exercises for thus purpose.

Fund Account Centers: N/A

Source of Funds: N/A

Fiscal Impact: N/A

Term of Contract: N/A

Method of Cost Recovery: N/A

Approvals:

DOF:

DOL:

Prepared By: Valena Rhodes Franklin

Contact Number: (404) 853-7799

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office Greg Pridgeon, Chief of Staff
(for review & distribution to Executive Management)
Commissioner Signature *D. L. Rubin* Director Signature _____
From: Originating Dept. Fire Contact (name) Valena Rhodes Franklin (853-7799)
Committee(s) of Purview: Public Safety Committee Deadline: _____
Committee Meeting Date(s) March 15-16, 2005 City Council Meeting Date: March 21, 2005

CAPTION:

A resolution to authorize the mayor to enter into and to execute an agreement of mutual aid and automatic aid with Fulton County to provide mutual aid and assistance between the Atlanta Fire Rescue Department and the Fulton County Fire Department and for other purposes.

BACKGROUND/PURPOSE/DISCUSSION:

The City of Atlanta and Fulton County have determined that it is to the mutual benefit of both jurisdictions to render supplemental fire prevention, fire suppression, emergency medical, hazardous material, technical rescue and support assistance between jurisdictions in the event of a fire or other local emergency and to take part in joint training exercises for thus purpose.

FINANCIAL IMPACT (if any):

Mayor's Staff Only

Received by Mayor's Office: 2.28.05
(date)

Reviewed: *[Signature]*
(Initials) (date)

Submitted to Council: _____
(date)

Action by Committee: _____ Approved _____ Adversed _____ Held _____ Amended
Substitute _____ Referred _____ Other _____

AGREEMENT OF MUTUAL AID AND AUTOMATIC AID

FULTON COUNTY

This agreement is made and entered into this _____ day of _____ 20____, by and between Fulton County, a political subdivision of the State of Georgia, acting by and through its duly elected Board of Commissioners, and City of Atlanta, Georgia, organized and existing under the laws of the State of Georgia, acting by and through its duly elected Mayor and Council.

WITNESSETH:

WHEREAS, Fulton County and City of Atlanta, Georgia are contiguous; and,

WHEREAS, Fulton County and City of Atlanta, Georgia each maintain and staff a fire department for the purpose of fire prevention, fire suppression, emergency medical, hazardous material, technical rescue and support services,

WHEREAS, Fulton County and City of Atlanta have determined that it is to the mutual advantage and benefit of each of the parties hereto that they render supplemental fire prevention, fire suppression, emergency medical, hazardous material, technical rescue and support assistance to the other party in the event of a fire, emergency medical, hazardous material or technical rescue incident or other local emergency, and to take part in joint training exercises; and

WHEREAS, it is the desire of the parties hereto to enter into this agreement for Mutual aid and Automatic aid (First Response) pursuant to the 1983 Constitution of the

State of Georgia, Article IX, Section 11, Paragraph 3 and the Official Code of Georgia Annotated O.C.G.A § 36-69-1, et. seq. – “The Georgia Mutual Aid Act”.

NOW THEREFORE, in consideration of the mutual covenants contained herein, and for other good and valuable consideration, the parties hereunto agree as follows:

ARTICLE 1 – AUTOMATIC AID FIRST RESPONSE

Paragraph 1.0 The parties shall establish a mutually beneficial response district which shall exist within and up to certain feasible boundary limits as designated and agreed upon by the Fulton County Fire Chief and the City of Atlanta Fire Chief. Said agreed upon bounds will be recorded in a document written and signed by both the Fulton County Fire Chief and the City of Atlanta Fire Chief. Subsequently, that document shall be attached and incorporated into this Agreement as Addendum A. The area will hereinafter be referred to as “response district”. This response district may be changed to reflect additions or deletions of response areas with the written approval of both parties.

Paragraph 1.1 In the event of any fire, emergency medical, hazardous material or technical rescue incident, or other local emergency occurring in the response district, Fulton County and City of Atlanta shall furnish such fire, emergency medical, hazardous material or technical rescue or support services as may be reasonably required to cope with such emergency, in addition to the first response assignment, but subject to the limitations hereinafter set forth in this agreement.

Paragraph 1.2 The level of Automatic Aid (First Response) shall exist at a level mutually agreed upon by the Fulton County Fire Chief and the City of Atlanta Fire Chief. Said Agreement shall be written and signed by the Fulton County Fire Chief and the City

of Atlanta Fire Chief. Subsequently, the document shall be attached to this Agreement as Addendum B.

ARTICLE 2 – MUTUAL AID

Paragraph 2.0 The level of mutual aid shall exist at a level agreed upon in writing and signed by both the Fulton County Fire Chief and the City of Atlanta Fire Chief or a designee of the respective Fire Chief. Said document shall be incorporated into this Agreement as Addendum C. Upon approval from the Fire Chief of the jurisdiction furnishing Mutual Aid or his designee, the party furnishing Mutual Aid shall determine the actual amount of equipment and staffing it will be based on the available personnel, equipment, and local conditions at the time of the request.

Paragraph 2.1 It is expressly agreed that the Mutual Aid actually furnished may be recalled by the furnishing jurisdiction at the discretion of the Fire Chief, or Director of Public Safety of the furnishing /responding jurisdiction or their designee.

Paragraph 2.2 It is further agreed that the parties will participate in joint training exercises at least annually to promote standardization of operations and philosophy. The extent of joint training necessary to accomplish this goal shall be determined and agreed upon in writing and signed by the Fire Chiefs for each party.

ARTICLE 3 – SUPERVISION

Paragraph 3.0 The jurisdiction furnishing Automatic or Mutual Aid shall dispatch a Task Force/Strike Team Leader. This task Force/ Strike Team Leader shall hold the rank of Chief Officer or the highest rank of company officer available and capable of serving as an Acting Chief Officer for furnishing / responding jurisdiction.

The Task Force/Strike Team Leader shall coordinate the resources of the furnishing jurisdiction and shall report to the Commander of the jurisdiction having authority over the incident.

Paragraph 3.1 When the furnishing jurisdiction's Task Force/Strike Team Leader arrives prior to the arrival of the units of the jurisdiction receiving Automatic or Mutual Aid, then the Task Force /Strike Team Leader of the furnishing/responding jurisdiction shall assume command of the incident as if the incident had occurred in the furnishing /responding jurisdiction's own jurisdiction. This Task Force/ Strike Team Leader shall be the temporary incident commander until a transfer of command can occur between the temporary incident commander and the officer in command for the jurisdiction receiving Automatic or Mutual Aid.

Paragraph 3.2. Personnel from the furnishing/responding jurisdiction will take commands specific to their performance from their own supervisors will work with their own equipment in all possible circumstances, except as provided in Paragraph 3.1.

Paragraph 3.3 The commanding officers of the jurisdiction receiving the Automatic or Mutual Aid except as provided in Paragraph 3.1 will give all general direction for handling the incident.

Paragraph 3.4 The receiving jurisdiction will be responsible for the expense and provision of gasoline, diesel fuel, oil and other similar materials as needed for operations of equipment at the scene of the incident or, in the alternative, shall be responsible for the payment of expenses of the furnishing/responding jurisdiction upon receipt of invoices for such materials. Such payment shall be made within thirty (30) days of the incident.

Paragraph 3.5 Any incidents occurring within the unincorporated area of Fulton County will be managed utilizing the *National Interagency Incident Management System* and the Model Procedures documents published by the *National Fire Service Incident Management System Consortium*.

ARTICLE 4 – LIABILITY

Paragraph 4.0 There shall be no liability imposed on any party or its personnel for failure to respond to an incident due to resource limitations.

Paragraph 4.1 Every employee shall be deemed to be the employee and agent of their regular employer, and under no circumstances shall any employee be deemed to be an employee or agent of any entity other than their regular employer.

Paragraph 4.2 All damages or repairs to any equipment or apparatus shall be the responsibility of the jurisdiction which owns said equipment or apparatus. However, in cases where state or federal assistance is made available, all responding jurisdictions shall be treated as if they were a part of the jurisdiction receiving Automatic or Mutual Aid for the purpose of the distribution of resources or reimbursements. Said disbursement shall be proportionate to the level of actual involvement in the incident that precipitated the receipt of Automatic or Mutual Aid.

Paragraph 4.3 Nothing contained in this Agreement shall be construed to be a waiver of either County or City sovereign immunity, any individual's qualified immunity, official immunity, or any other immunity or exemption from liability provided for by law.

ARTICLE 5 – CONSIDERATION

Paragraph 5.0 No party under this agreement will be required to pay any compensation to any other party under this agreement for services rendered pursuant to this agreement.

Paragraph 5.1 It is expressly agreed that the mutual advantage and protection afforded by this agreement is adequate consideration to both parties for services rendered pursuant to this Agreement.

Paragraph 5.2 Each party to this agreement shall comply with the workers compensation laws of the State of Georgia at no cost to the other party.

Paragraph 5.3 Each party shall pay the salaries, benefits, and all other compensation of its own personnel at no cost to the other party.

ARTICLE 6 – RELEASE OF CLAIMS

Paragraph 6.0 Each party agrees to release the other party from any and all liabilities, claims, judgments, costs, or demands for damage to its own property whether directly or indirectly arising out of the use of any vehicle, equipment, or apparatus by the party to which said property does not belong during the provision of service pursuant to this agreement.

ARTICLE 7 – INJURIES TO PERSONNEL

Paragraph 7.0 Any damage or other compensation which is required to be paid to any employee by reason of an injury occurring while their services are being utilized

by the responding and/or receiving jurisdictions pursuant to this agreement shall be the sole liability and responsibility of the party regularly employing that employee.

ARTICLE 8 – NO THIRD PARTY BENEFICIARIES

Paragraph 8.0 This agreement shall not be construed as, or deemed to be, an agreement for the benefit of any third party or parties. No third party or parties shall have any right of action hereunder for any cause whatsoever.

ARTICLE 9 – TERM

Paragraph 9.0 This Agreement shall commence on the date of its entry on the minutes of an open meeting of the Fulton County Board of Commissioners or its entry upon the Minutes of an open meeting of the Mayor and Council of the City of Atlanta, Georgia, whichever is later, and shall continue until December 31, 2004. This Agreement shall automatically be renewed by the parties on January 1, 2005 and each year thereafter on January 1st unless and until written notice of termination or modification is received by either party within ninety (90) days of the expiration of the term of this agreement on December 31, 2004 and each December 31st thereafter.

Paragraph 9.1 Nothing in this Article shall preclude termination pursuant to Article 15.

ARTICLE 10 – DISPATCHING OF ALARM – AUTOMATIC AID

Paragraph 10.0 The dispatcher of the jurisdiction having command over the incident will dispatch his or her departments' pre-assigned apparatus first.

Paragraph 10.1 The dispatcher of the jurisdiction having command over the incident will then contact the Fire Department to provide Automatic Aid apparatus to the incident and advise that the Department of the need for Automatic Aid.

Paragraph 10.2 When dispatching apparatus to a location involving the use of Automatic Aid, each party's dispatcher will make the other party and responding personnel aware that Automatic Aid is responding. This will enable the commander having authority over the incident to know precisely what equipment the officer can expect to arrive on the scene.

ARTICLE 11 – INCIDENT SCENE COMMUNICATIONS

Paragraph 11.0 The officer in command of the jurisdiction having authority over the incident shall provide specific instructions to the officer in command of the jurisdiction responding to the incident with Automatic or Mutual Aid services unless and until a more sophisticated fire scene communications system can be provided for the Mutual or Automatic Aid system.

Paragraph 11.1 Whenever possible, the officer in command of the jurisdiction having authority over the incident shall provide the Officer in command of the jurisdiction responding to the incident with Automatic or Mutual Aid services with a portable radio for use during the incident.

Paragraph 11.2 Upon arriving on the incident scene, the officer in command of the jurisdiction responding with Mutual or Automatic Aid and the officer in command of the jurisdiction receiving Mutual or Automatic Aid shall keep his or her respective department informed of the status of the operation. If it appears that the Automatic or the

Mutual Aid equipment will be needed at the incident scene for an extended period of time, the officer in command of the forces of both the responding and receiving jurisdiction shall so advise his or her dispatcher.

ARTICLE 12 – MOVE UP OF EQUIPMENT – MUTUAL AID

Paragraph 12.0 Each party agrees and acknowledges that it will be the responsibility of each party to provide the back up coverage necessary for the operations of its own department.

Paragraph 12.1 In the event that a jurisdiction determines that it has deployed a substantial portion of its fire suppression or specialized equipment on a single incident, then the jurisdiction may request Mutual Aid to cover vacant areas. Such Mutual Aid would be rendered at the discretion of the jurisdiction requested to render the assistance by moving up Mutual Aid units into the vacant areas of the jurisdiction requesting Mutual Aid .

ARTICLE 13 – ADMINISTRATION

Paragraph 13.0 The Fulton County Fire Chief and the City of Atlanta Fire Chief agree to cooperate and be jointly responsible for the proper administration of this Agreement.

ARTICLE 14 – ENTIRE AGREEMENT

Paragraph 14.0 This Agreement and the attached addenda shall constitute the entire agreement between the parties and no modification thereof shall be binding unless

evidenced by a subsequent written agreement signed by the Fulton County Fire Chief and the City of Atlanta Fire Chief.

Paragraph 14.1 This agreement shall be the instrument which controls the provision of any emergency fire service, Mutual Aid or a Automatic Aid between the parties.

ARTICLE 15 – TERMINATION

Paragraph 15.0 Either party to this agreement may terminate this agreement by giving not less than ninety (90) days advance written notice to the other party.

ARTICLE 16 – SEVERABILITY OF TERMS

Paragraph 16.0 In the event any part or provision of this agreement is held to be invalid, the remainder of this agreement shall not be affected thereby and shall continue in full force and effect.

ARTICLE 17 – NOTICES

Paragraph 17.0 All notices or other communications required or permitted to be given under this Agreement shall be in writing and shall be deemed to have been duly delivered to the party intended to receive said notice or communication when delivered personally, in hand, or when mailed by certified or registered mail, return receipt requested with proper postage prepaid and addressed to the appropriate party at the following address or such other address as may be given in writing to the parties:

To County: Thomas Andrews, County Manager
Fulton County Government Center
141 Pryor Street
Atlanta, GA 30303

With Copies to:

I. David Daniels, Fire Chief
Fulton County Fire Department
3977 Aviation Circle
Atlanta, GA 30336

Lynette Young, Chief Operating Officer
City of Atlanta
55 Trinity Street, SW
Suite 2400
Atlanta, GA 30303

Dennis L. Rubin, Fire Chief
City of Atlanta Fire Department
675 Ponce De Leon Ave., NE
Suite 2001
Atlanta, GA 30328

ARTICLE 18 – GOVERNING LAW

Paragraph 18.0 This Agreement shall be governed in all respects by the laws of the State of Georgia. Should any litigation arise under the provisions of this Agreement or related to this Agreement, proper venue shall lie in a court of competent jurisdiction in Fulton County.

IN WITNESS WHEREOF, the parties hereof and hereto set their hands and seals.

FULTON COUNTY, GEORGIA

CITY OF ATLANTA, GEORGIA

BY: _____
Chairman, Fulton County
Board of Commissioners

BY: _____
Mayor, City of Atlanta

BY: _____
County Manager
Fulton County, GA

BY: _____
Administrator,
City of Atlanta, GA

BY: _____
Fire Chief
Fulton County Fire Department

BY: _____
Fire Chief
Atlanta Fire Department

ATTESTED TO:

BY: _____
Clerk, County Commission

BY: _____
City Clerk

APPROVED AS TO FORM:

BY: _____
County Attorney
Fulton County, GA

BY: _____
City Attorney
Atlanta, GA

A RESOLUTION**BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY, JOINTLY WITH FULTON COUNTY, FOR A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, IN THE AMOUNT OF \$1,603,404 UNDER THE JUSTICE ASSISTANCE GRANT PROGRAM, TO FUND PROGRAMS TO ENHANCE LAW ENFORCEMENT IN THE CITY OF ATLANTA, AND FOR OTHER PURPOSES

WHEREAS, The United States Department of Justice has announced the availability of grant funds under the newly instituted Justice Assistance Grant (JAG) program, and

WHEREAS, The City of Atlanta is eligible to apply jointly with Fulton County for a total of \$1,603,404, to be allocated between the City and County, and

WHEREAS, Funding from this program may be used by the Atlanta Police Department for acquisition of equipment and advanced technology to enhance law enforcement effectiveness in the City

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA

Section one: That the Mayor is hereby authorized to apply jointly with Fulton County for and accept a Justice Assistance Grant in the amount of \$1,603,404, and to execute agreements related to the grant.

Section two: That there is no match required for this grant program.

Legislative White Paper

Committee of Purview: Public Safety and Legal Administration

Caption A RESOLUTION AUTHORIZING THE MAYOR TO APPLY, JOINTLY WITH FULTON COUNTY, FOR A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, IN THE AMOUNT OF \$1,603,404 UNDER THE JUSTICE ASSISTANCE GRANT PROGRAM, TO FUND PROGRAMS TO ENHANCE LAW ENFORCEMENT IN THE CITY OF ATLANTA, AND FOR OTHER PURPOSES

Council Meeting Date: March 21, 2005

Legislation Title: JUSTICE ASSISTANCE GRANT AUTHORIZATION

Requesting Dept.: Police

Contract Type: Grant

Source Selection: Not applicable

Bids/Proposals Due: Not applicable

Invitations Issued: Not applicable

Number of Bids/ Not applicable
Proposals Received: Not applicable

Bidders/Proponents: Not applicable

Justification Statement: The U. S. Department of Justice, under direction from President Bush, has merged the Local Law Enforcement Block Grant and Byrne Memorial Grant programs into a single funding stream, the Justice Assistance Grant (JAG). This program requires no local match and will allow the Atlanta Police Department to acquire urgently required equipment and advanced technology

Background: The Department of Justice has structured the new JAG program so that the City and Fulton County submit a joint application and divide the grant proceeds. There is a precedent for allocation of grant funds with the county, as in the past, Local Law Enforcement Block Grants were reallocated based on a formula which took into account crime and population data and the City and County will likely be able to apply this precedent to fairly allocate JAG funds. Like the Local Law Enforcement Block Grants in the past, the Atlanta Police Department will have considerable flexibility in terms of use of the funds.

Fund Account Center: To be assigned by the Department of Finance upon award of the grant.

Source of Funds: U.S. Department of Justice

Fiscal Impact: \$2,000,000 local match required, which will be prorated among recipients in the region.

Term of Contract: Two years (may extend to four years)

Method of Cost Recovery: Not applicable

Approvals:

DOF:

DOL:

Prepared By: Dan Boozer

Contact Number: (404) 817 - 6782



CITY OF ATLANTA

Shirley Franklin
Mayor

675 Ponce De Leon Ave. NE
Atlanta, Georgia 30308
(404) 817-6900

Atlanta Police Department
Richard J. Pennington
Chief of Police

TO: SHIRLEY FRANKLIN, MAYOR
FROM: RICHARD J. PENNINGTON, CHIEF OF POLICE
DATE: FEBRUARY 16, 2005
SUBJECT: JUSTICE ASSISTANCE GRANT

The Atlanta Police Department is presently eligible to apply jointly with Fulton County for a grant from the United States Department of Justice in the amount of \$1,603,404 that we can use to purchase equipment, advanced technology or law enforcement supplies to enhance the operation of the Department. Attached for your consideration is a RESOLUTION authorizing this application to be made. Please forward this RESOLUTION to City Council for their consideration.

I appreciate your attention to this matter and your continued commitment to enhancing the Atlanta Police Department.

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Greg Pridgeon

(for review and distribution to Executive Management)

Chief of Police Signature: [Signature]

Deputy Chief Signature: D/C PA Banda

Assistant Chief Signature: ALC Ann Dyer

From: Originating Dept.: POLICE

Contact (Name): Dan Boozer 817-6782

Committee(s) of Purview: PUBLIC SAFETY/LEGAL

Committee Deadline: February 28, 2005

Committee Meeting Dates: March 15-16, 2005

City Council Meeting Date: March 21, 2005

CAPTION:

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY, JOINTLY WITH FULTON COUNTY, FOR A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, IN THE AMOUNT OF \$1,603,404 UNDER THE JUSTICE ASSISTANCE GRANT PROGRAM, TO FUND PROGRAMS TO ENHANCE LAW ENFORCEMENT IN THE CITY OF ATLANTA, AND FOR OTHER PURPOSES.

BACKGROUND/PURPOSE/DISCUSSION:

THE ATLANTA POLICE DEPARTMENT IS ELIGIBLE TO APPLY FOR NEW FUNDS UNDER THE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FOR EQUIPMENT, ADVANCED TECHNOLOGY OR OTHER PURPOSES TO ENHANCE THE ADMINISTRATION OF CRIMINAL JUSTICE IN THE CITY. THIS PROGRAM REPLACES THE LOCAL LAW ENFORCEMENT BLOCK GRANT AND IS VERY SIMILAR. THE PROGRAM IS STRUCTURED SO THAT THE CITY AND COUNTY APPLY JOINTLY AND FUNDS ARE DRAWN DOWN IN ADVANCE AND THE CITY AND COUNTY AGREE TO AN ALLOCATION OF FUNDS TO EACH JURISDICTION. NO MATCH IS REQUIRED.

FINANCIAL IMPACT (if any):

NONE.

PERSONNEL IMPACT:

NONE.

Mayor's Staff Only

Received by Mayor's Office (Date): 2-24-05 [Signature]

Reviewed (Initials): [Signature] Date: _____

Action by Committee:

☐ APPROVED ☐ ADVERSE ☐ HELD ☐ AMENDED
☐ SUBSTITUTE ☐ REFERRED ☐ OTHER

A RESOLUTION**BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

A RESOLUTION AUTHORIZING THE AMAYOR TO APPLY FOR AND ACCEPT A GRANT IN THE AMOUNT OF UP TO \$6,000,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, TO BE MATCHED WITH A MAXIMUM OF \$2,000,000, PROVIDED SUCH MATCH WILL BE PROVIDED BY OTHER BENEFITING AGENCIES PROPORTIONATE TO THEIR SHARE OF GRANT PROCEEDS, AND FOR OTHER PURPOSES

WHEREAS, the United States Department of Justice has indicated that the Atlanta Police Department is eligible in FY2005 to be the lead agency for a multi-jurisdictional program to implement an interoperable communications system in the metropolitan region, and

WHEREAS, the events of September 11, 2001 clearly demonstrated the essential nature of interoperability to assure that police, fire and emergency medical responders from various responding agencies will be able to communicate directly with one another on a common radio frequency, and

WHEREAS, the Atlanta Police Department would act as the lead agency for this grant funded program and will benefit from the acquisition of essential communications equipments to upgrade existing systems

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA

Section one: That the Mayor is authorized to apply for and accept a grant in an amount up to \$6,000,000 for an interoperable communications program to enhance homeland security.

Section two: That matching funds up to \$2,000,000 may be required and the City will require other benefiting agencies in the region to contribute matching funds proportional to the federal funds allocated to their agency, such that the City of Atlanta's matching share does not exceed \$800,000.



CITY OF ATLANTA

Shirley Franklin
Mayor

675 Ponce De Leon Ave. NE
Atlanta, Georgia 30308
(404) 817-6900

Atlanta Police Department
Richard J. Pennington
Chief of Police

February 15, 2005

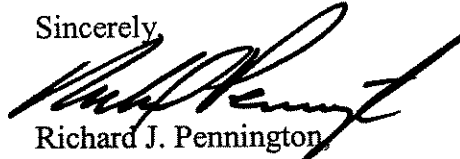
The Honorable Shirley Franklin, Mayor
City of Atlanta
55 Trinity Avenue
Atlanta, GA 30335

Dear Mayor Franklin:

Attached for your consideration is a RESOLUTION to authorize application for COPS funding for an Interoperable Communications grant program. This funding would be consistent with my program to prepare the Atlanta Police Department to respond to terrorist attacks or catastrophic disasters. This grant would complement our existing Urban Area Security Initiative grant and provide another element of the interoperability program. Interoperability is essential to effective coordination of emergency responders from several jurisdictions at the scene of an attack.

Please consider this proposed RESOLUTION and transmit it to City Council for their consideration.

Sincerely,



Richard J. Pennington
Chief of Police

Legislative White Paper

Committee of Purview: Public Safety and Legal Administration

Caption A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A GRANT IN THE AMOUNT OF UP TO \$6,000,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, TO BE MATCHED WITH A MAXIMUM OF \$2,000,000, PROVIDED SUCH MATCH WILL BE PROVIDED BY OTHER BENEFITING AGENCIES PROPORTIONATE TO THEIR SHARE OF THE GRANT PROCEEDS, AND FOR OTHER PURPOSES

Council Meeting Date: March 21, 2005

Legislation Title: INTEROPERABLE COMMUNICATIONS GRANTS

Requesting Dept.: Police

Contract Type: Grant

Source Selection: Not applicable

Bids/Proposals Due: Not applicable

Invitations Issued: Not applicable

Number of Bids/ Not applicable
Proposals Received: Not applicable

Bidders/Proponents: Not applicable

Justification Statement: The events of September 11, 2001 underscored the urgency of giving emergency responders the capacity to communicate on a common radio frequency. Interoperable communications will allow Atlanta Police and Fire personnel to communicate on a common frequency with other metro agencies at the scene of an emergency that requires response from several jurisdictions. Such capacity will allow responding agencies to better coordinate their responses and share critical information instantly. For example, should another chemical spill occur, as recently happened in East Point, that impacts several jurisdictions, emergency personnel from all responding agencies would be able to talk on a common radio frequency.

Background: The Atlanta Police Department has once again been designated as the lead agency to apply for radio modifications and upgrades. Past applications have not been awarded due to technical issues raised by peer review panelists, such as radio

frequency availabilities, etc. Such technical concerns will be addressed in the 2005 application and the grantor representative in Washington is encouraging as to our prospects for funding.

Fund Account Center: To be assigned by the Department of Finance upon award of the grant.

Source of Funds: U.S. Department of Justice

Fiscal Impact: \$2,000,000 local match required, which will be prorated among recipients in the region.

Term of Contract: Two years

Method of Cost Recovery: Not applicable

Approvals:

DOF:

DOL:

Prepared By: Dan Boozer

Contact Number: (404) 817 - 6782

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office:

Greg Pridgeon

(for review and distribution to Executive Management)

Chief of Police Signature:

[Signature]

Deputy Chief Signature:

D/C [Signature]

Assistant Chief Signature

A/C [Signature]

From: Originating Dept.:

POLICE

Contact (Name):

Dan Boozer 817-6782

Committee(s) of Purview:

PUBLIC SAFETY/LEGAL

Committee Deadline:

February 28, 2005

Committee Meeting

Dates:

March 15-16, 2005

City Council Meeting

Date:

March 21, 2005

CAPTION:

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A GRANT IN THE AMOUNT OF UP TO \$6,000,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, TO BE MATCHED WITH A MAXIMUM OF \$2,000,000, PROVIDED SUCH MATCH WILL BE PROVIDED BY OTHER BENEFITING AGENCIES PROPORTIONATE TO THEIR SHARE OF GRANT PROCEEDS, AND FOR OTHER PURPOSES

BACKGROUND/PURPOSE/DISCUSSION:

THE ATLANTA POLICE DEPARTMENT HAS ONCE AGAIN RECEIVED NOTIFICATION FROM THE U. S. DEPARTMENT OF JUSTICE OF ELIGIBILITY TO APPLY AS THE REGION'S LEAD AGENCY FOR AN INTEROPERATIONAL COMMUNICATIONS NETWORK IN THE METROPOLITAN ATLANTA. SUCH A NETWORK WOULD ALLOW EMERGENCY RESPONDERS FROM POLICE, FIRE AND EMERGENCY MEDICAL SERVICES TO COMMUNICATE ON A COMMON RADIO FREQUENCY.

FINANCIAL IMPACT (if any):

MATCHING FUNDS UP TO \$800,000.

PERSONNEL IMPACT:

NONE.

Mayor's Staff Only

Received by Mayor's Office (Date):

2.24.05 [Signature]

Reviewed (Initials):

[Signature]

Date:

Action by Committee:

APPROVED

ADVERSE

HELD

AMENDED

SUBSTITUTE

REFERRED

OTHER

A RESOLUTION BY

PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH NORTH GREENVILLE FITNESS AND CARDIAC REHABILITATION CLINIC FOR FC-6004007868, ATLANTA FIRE DEPARTMENT WELLNESS PROGRAM, ON BEHALF OF THE ATLANTA FIRE RESCUE DEPARTMENT, TO PROVIDE A FITNESS PROGRAM FOR FIREFIGHTERS, USING FUNDS ALLOCATED TO THE CITY OF ATLANTA BY THE FEDERAL GOVERNMENT, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$185,000.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 1B01 (INTER-GOVERNMENTAL GRANT), 524001 (CONSULTING), W11T2201B6C0, (2003 FEMA AGENCY ASSISTANCE /FIREFIGHTERS PROGRAM).

WHEREAS, The City of Atlanta desired to implement a Health and Wellness pilot program for its firefighters using standards of best practices to reduce the risks of injury and death due to physical exertion and stress; and

WHEREAS, The City of Atlanta has been awarded federal dollars from the U.S. Fire Administration and the Federal Emergency Management Agency in order to implement such a program; and

WHEREAS, Grant funding for the total Wellness program has already been utilized to implement preliminary phases including the purchase of exercise equipment, job task analysis functions and general office supplies; and

WHEREAS, the Chief of the Atlanta Fire Rescue Department and the Chief Procurement Officer of the Department of Procurement have recommended that the appropriate Agreement be executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or designee be and is hereby authorized to enter into an appropriate contractual agreement with North Greenville Fitness and Cardiac Rehabilitation Clinic to establish and manage a Wellness program for the City of Atlanta Fire Rescue Department, in an amount not to exceed one hundred eighty five thousand dollars (\$185,000.00).

BE IT FURTHER RESOLVED, that the term of the Contract shall be for one (1) initial year with two (2) additional one (1) year renewal options at the City's sole discretion.

BE IT FUTHER RESOLVED, that this contractual agreement shall not become binding on the City, and the City shall incur no liability upon same until contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, all contracted work shall be charged to and paid from Fund, Account and Center number 1B01 (Inter-Governmental Grant), 524001 (Consulting), W11T2201B6C0, (2003 FEMA Agency Assistance/Firefighters Program).

F-6

Legislation White Paper

To: PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE

Caption: AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH NORTH GREENVILLE FITNESS AND CARDIAC REHABILITATION CLINIC FOR FC-6004007868, ATLANTA FIRE DEPARTMENT WELLNESS PROGRAM, ON BEHALF OF THE ATLANTA FIRE RESCUE DEPARTMENT, TO PROVIDE A FITNESS PROGRAM FOR FIREFIGHTERS, USING FUNDS ALLOCATED TO THE CITY OF ATLANTA BY THE FEDERAL GOVERNMENT, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED EIGHTY-FIVE THOUSAND DOLLARS, (\$185,000.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 1B01 (INTER-GOVERNMENTAL GRANT), 524001 (CONSULTING), W11T2201B6C0, (2003 FEMA AGENCY ASSISTANCE /FIREFIGHTERS PROGRAM).

Council Meeting Date: March 7, 2005

Legislation Title: Resolution authorizing the Mayor to enter into a contractual agreement with North Greenville Fitness and Cardiac Rehabilitation Clinic

Requesting Department: Atlanta Fire Rescue Department

Contract Type: Professional Services

Source Selection: Sealed Request For Proposals (RFP)

Bids/Proposals Due: January 12, 2005

Invitations Issued: 10

Bids/Proposals Received: 1

Bidder/Proponents: North Greenville Fitness and Cardiac
Rehabilitation Clinic

Justification Statement:

The Atlanta Fire Rescue Department has identified a Contractor to carry out the program it designed to implement best practices for wellness and fitness. The program will be funded by federal dollars, which are to be used as soon as possible. This portion of the comprehensive program is the final stage to be implemented.

Background:

The City of Atlanta was awarded federal funding in order to create a wellness program for its firefighters to reduce the risks of injuries and death. The award, granted by FEMA and the U.S. Fire Administration, was intended to equip the Atlanta Fire Rescue Department with resources to address the contributing factors that lead to cardiac, respiratory and muscular impairments and related risks. The program that has been designed by the Atlanta Fire Rescue Department will provide critical testing and a fitness program to enhance the safety and well-being of the Firefighters.

Fund Account Center:

1B01 (Inter-Governmental Grant), 524001 (Consulting), W11T2201B6C0, (2003 FEMA Agency Assistance /Firefighters Program).

Term of Contract:

One (1) year with two (2) one (1) year renewal options

Method of Cost Recovery:

None

Prepared By:

Shannon L. Burton
(404) 330-6988

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Chief Procurement Officer's Signature: Adam L. Smith
Adam L. Smith

Originating Department: Atlanta Fire Rescue
Department

Contact Person: Shannon L. Burton
x 6988

Committee(s) of Purview: Public Safety &
Legal Administration

Council Deadline: February 28, 2005

Committee Meeting Dates(s): March 15 -
March 16, 2005

Full Council Date: March 21, 2005

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH NORTH GREENVILLE FITNESS AND CARDIAC REHABILITATION CLINIC FOR FC-6004007868, ATLANTA FIRE DEPARTMENT WELLNESS PROGRAM, ON BEHALF OF THE ATLANTA FIRE RESUCE DEPARTMENT, TO PROVIDE A FITNESS PROGRAM FOR FIREFIGHTERS, USING FUNDS ALLOCATED TO THE CITY OF ATLANTA BY THE FEDERAL GOVERNMENT IN AN AMOUNT NOT TO EXCEED ONE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$185,000.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER **1B01 (INTER-GOVERNMENTAL GRANT), 524001 (CONSULTING), W11T2201B6C0, (2003 FEMA AGENCY ASSISTANCE /FIREFIGHTERS PROGRAM).**

BACKGROUND

The City of Atlanta was awarded federal funding in order to create a wellness program for its firefighters to reduce the risks of injuries and death. The award, granted by FEMA and the US Fire Administration, was intended to equip the Atlanta Fire Rescue Department with resources to address the contributing factors that lead to cardiac, respiratory and muscular impairments and related risks. The program that has been designed by the Atlanta Fire Rescue Department will provide critical testing and a fitness program to enhance the safety and well-being of the Firefighters.

FINANCIAL IMPACT (if any) : None

Mayor's Staff Only

+++++

Received by Mayor's Office: _____
(date)

Reviewed by: _____
(initials) (date)

Submitted to Council: _____
(date)

Action by Committee: _____ Approved _____ Advertised _____ Held _____ Amended
_____ Substitute _____ Referred _____ Other

**CITY COUNCIL
ATLANTA, GEORGIA**

05-*R*-0468

RESOLUTION

BY PUBLIC SAFETY COMMITTEE & LEGAL ADMINISTRATION

AUTHORIZING THE MAYOR OR HER DESIGNEE TO ACCEPT ON BEHALF OF THE ATLANTA FIRE RESCUE DEPARTMENT THE DONATION OF THREE THOUSAND (\$3,000.00) DOLLARS FROM "The Reynolds Group " AS A GIFT TO BE USED BY FIRE STATION #19 (located at 1063 N. Highland Ave. N.E.) TO REPLACE NEEDED APPLIANCES AND FOR OTHER PURPOSES.

WHEREAS, firefighters of the Atlanta Fire Rescue Department have the responsibility of furnishing each individual station with furniture and household goods for the public and personnel; and

WHEREAS, the furniture, kitchen appliances/utensils, and BBQ grill at Fire Station #19 are in need of upgrade and/or replacement; and

WHEREAS, the Reynolds Group has agreed to donate funds to assist in improving the interior of Fire Station #19; and

WHEREAS, this donation will allow the fire department to present a cleaner and more professional environment for the public and its personnel.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

SECTION 1: The Mayor or her designee accepts, on behalf of the Atlanta Fire Rescue Department, the donation of \$3,000 from The Reynolds Group for the specific use of improving the interior of Fire Station #19.

SECTION 2: That all resolutions and parts thereof in conflict herewith are hereby repealed.

F-7



CITY OF ATLANTA

FIRE DEPARTMENT

SHIRLEY FRANKLIN
MAYOR

City Hall East 675 Ponce de Leon Avenue, NE Suite 2001
Atlanta, GA 30308-1807
(404) 853-7000 * FAX (404) 853-7245
ICHIEFS ID – ATLFDHQ

DENNIS L. RUBIN
FIRE CHIEF

Legislative White Paper

Committee of Purview: PUBLIC SAFETY & LEGAL ADMINISTRATION

Caption: AUTHORIZING THE MAYOR OR HER DESIGNEE TO ACCEPT ON BEHALF OF THE ATLANTA FIRE RESCUE DEPARTMENT THE DONATION OF THREE THOUSAND (\$3,000.00) DOLLARS FROM “The Reynolds Group ” AS A GIFT TO BE USED BY FIRE STATION #19 (located at 1063 N. Highland Ave. N.E.) TO REPLACE NEEDED APPLIANCES AND FOR OTHER PURPOSES.

Council Meeting Date:	March 7, 2005
Legislation Title:	Financial Donation from The Reynolds Group to Fire Station #19
Requesting Dept.:	Atlanta Fire Rescue
Contract Type:	N/A
Source Selection:	N/A
Bids/Proposals Due:	N/A
Invitations Issued:	N/A
Number of Bids/ Proposals Received:	N/A
Bidders/Proponents:	N/A
Justification Statement:	N/A

Background: Fire Station #19 is located at 1063 N. Highland Ave. N.E. Atlanta. The Reynolds Group has generously offered to donate \$3,000 to the members of this fire station to improve the work environment and to improve morale.

Fund Account Center: Trust Fund

Source of Funds: Donation

Fiscal Impact: The financial gift will allow members of Fire Station #19 to purchase Furniture and appliances to improve the work setting and their morale.

Term of Contract: N/A

Method of Cost Recovery: N/A

Approvals:
DOF:
DOL:

Prepared By: Deputy Chief B. Willis

Contact Number: 404.853.7766

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office Greg Pridgeon, Chief of Staff

(for review & distribution to Executive Management)

Commissioner Signature Dennis L. Rubin Director Signature _____

From: Originating Dept. Fire Contact (name) Deputy Chief B. Willis (4.853.7766)

Committee(s) of Purview: Public Safety Committee Deadline: February 28, 2005

Committee Meeting Date(s) March 15-16, 2005 City Council Meeting Date: March 21, 2005

CAPTION:

Authoring the Mayor or her designee to accept on behalf of the Atlanta Fire Rescue Department the donation of three thousand (\$3,000.00) dollars from "The Reynolds Group" as a gift to be used by Fire Station #19, located at 1603 N. Highland Ave., N.E., to replace needed appliances and for other purposes.

BACKGROUND/PURPOSE/DISCUSSION:

Fire Station #19 is located at 1063 N. Highland Ave., N.E., Atlanta. The Reynolds Group has generously offered to donate \$3,000 to the members of this fire station to improve the work environment and to improve morale.

FINANCIAL IMPACT (if any):

Mayor's Staff Only _____

Received by Mayor's Office: 2.24.05 DP
(date)

Reviewed: JP
(Initials) (date)

Submitted to Council: _____
(date)

Action by Committee: _____ Approved _____ Adversed _____ Held _____ Amended
Substitute _____ Referred _____ Other _____

A RESOLUTION BY

PUBLIC SAFETY COMMITTEE

05-*R*-0469

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH A-TOW ATLANTA, INC. FOR FC-6004007821-E, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE FIVE (5) AND ZONE (7), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: **1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).**

WHEREAS, The City of Atlanta Police Department did solicit Proposals for Wrecker Services Under Two (2) tons, in order to eliminate the current system of month-to-month billing with various towing companies; and

WHEREAS, City Council passed a resolution permitting the City to contract with towing companies outside the City limits; and

WHEREAS, pursuant to Article B., Section 8-2095 of the City Code of Atlanta, which ordains that impound lots are required to have landscape buffering, and be maintained to the same standards of automobile salvage yards to protect residential neighborhoods; and

WHEREAS, the Chief of Police and the Chief Procurement Officer of the Department of Procurement have recommended that the appropriate Contractual Agreement be executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby directed to prepare an appropriate contractual agreement with A-Tow Atlanta, Inc. to provide wrecker services for vehicles under two (2) tons for Atlanta Police Department Zone Five (5) and Zone Seven (7).

BE IT FURTHER RESOLVED, that the term of the Contract shall be for two (2) years with one (1) additional one-year renewal option at the City's sole discretion.

BE IT FURTHER RESOLVED, that this contractual agreement shall not become binding on the City, and the City shall incur no liability upon same until contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all monies generated under this contractual agreement shall be deposited into Fund, Account and Center numbers: **1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center).**

F-8

*** PROPOSALS RECEIVED ***

PROJECT TITLE: Wrecker Services for Vehicles Under Two (2) Tons

Page 1 of 1

[illegible]



CITY OF ATLANTA
DEPT. OF PROCUREMENT
2005 FEB 14 PM 2:18

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE, S.W. SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director *BTB for HO*
Office of Contract Compliance

DATE: February 14, 2005

RE: Recommendation for FC 6004007821, Under Two (2) Tons Wrecker Service

The Office of Contract Compliance has reviewed the six (6) bids for minority and female business enterprise participation. All six bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances. However, only five (5) bidders have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilizing AABEs, HBEs and FBEs as indicated below:

<u>B&L Wrecker Services</u>	<u>(15 pts.)</u>
PS Energy Group, Inc.	HBE 13%
Martha Norris	FBE 10%
Isaac Clark, Jr.	AABE 5%
Antonio L. Thomas	AABE 5%
Participation Total	33%

<u>A-Tow Atlanta, Inc.</u>	<u>(15 pts.)</u>
Metro Petroleum	AABE 15%
Southlake Ford	HBE 10%
Dunco, Inc.	AABE 1%
PS Energy	FBE 1%
Speedy Courier	FBE 13%
Participation Total	40%

Adam L. Smith
February 14, 2005
Page 2

<u>South Metro Towing</u>	(15 pts.)
PS Energy Group	HBE 12%
Southlake Ford	HBE 5%
<u>Quick Fleet Tires Sales, Inc.</u>	<u>FBE 3%</u>
Participation Total	20%

<u>S&W Towing Services</u>	(15 pts.)
The Champion	FBE 2%
Quick Fleet Tire Sales, Inc.	AABE 13%
Baranco Pontiac-GMC, Inc.	AABE 5%
<u>Dreamsan, Inc.</u>	<u>FBE 12%</u>
Participation Total	32%

<u>Futo's, Inc.</u>	(15 pts.)
PS Energy Group	HBE 12%
Quick Fleet Tire Sales, Inc.	AABE 9%
<u>Mid Georgia Towing</u>	<u>FBE 1%</u>
Participation Total	22%

<u>Top Notch Towing</u>	(15 pts.)
<u>No Subcontractors listed</u>	<u>0%</u>
Participation Total	0%
Non-responsive	

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Shannon Burton, DOP

Legislation White Paper

To:

PUBLIC SAFETY COMMITTEE

Caption:

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH A-TOW ATLANTA, INC. FOR FC-6004007821-E, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE 5 AND ZONE 7 ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

Council Meeting Date:

March 7, 2005

Legislation Title:

Resolution authorizing the Mayor to enter into a contractual agreement with A-Tow Atlanta, Inc.

Requesting Department:

Atlanta Police Department

Contract Type:

Professional Services

Source Selection:

Sealed Request For Proposals (RFP)

Bids/Proposals Due:

November 17, 2004

Invitations Issued:

Bids/Proposals Received:

6

Bidder/Proponents:

Top Notch Towing
South Metro Towing
A-Tow Atlanta
S&W Towing
B&L Wrecker Services
Futo's

Justification Statement:

The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

Background:

The City Council of Atlanta ordained through resolution that residential neighborhoods located near industrial or commercial zones needed to be aesthetically protected and commercial enterprises needed to adhere to mandated beautification standards, including Wrecker facilities. After inspection of the lots, Code Compliance found that for most of the current vendors, salvage requirements were not being met. Therefore it was necessary for, through the course of RFP, contractors would need to meet Code Compliance standards to be awarded business.

City Council Resolution 03-R-2152, which passed on 12/1/03, allowed for future requests for proposals for wrecker services to include companies located outside the city limits because of the overload on current providers, and to increase the number of Proponents. The previous RFP excluded contractors outside the city limits and many of the responses received were deemed non-responsive.

Fund Account Center:

1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center)

Term of Contract:

Two (2) years with one (1) one (1) year renewal option

Method of Cost Recovery:

Revenue Generating

Prepared By:

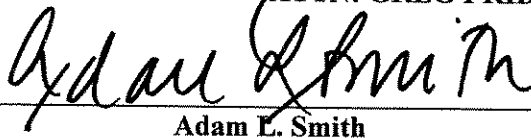
Shannon L. Burton
(404) 330-6988

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Chief Procurement Officer's Signature: _____


Adam L. Smith

Originating Department: Atlanta Police Department

Contact Person: Shannon L. Burton
x 6988

Committee(s) of Purview: Public Safety
Committee Meeting Dates(s): March 15-
March 16, 2005

Council Deadline: February 28, 2005
Full Council Date: March 21, 2005

CAPTION

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH A-TOW ATLANTA, INC. FOR FC-6004007821-E, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE FIVE (5) AND ZONE (7), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

BACKGROUND

The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

FINANCIAL IMPACT (if any): Revenue Generating

Mayor's Staff Only

+++++

Received by Mayor's Office: 2.28.05
(date)

Reviewed by: 
(initials) (date)

Submitted to Council: _____
(date)

Action by Committee: ☐ Approved ☐ Advertised ☐ Held ☐ Amended
☐ Substitute ☐ Referred ☐ Other

A RESOLUTION BY

05- R -0470

PUBLIC SAFETY COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH S&W TOWING FOR FC-6004007821-A, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE ONE (1), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

WHEREAS, The City of Atlanta Police Department did solicit Proposals for Wrecker Services Under Two (2) tons, in order to eliminate the current system of month-to-month billing with various towing companies; and

WHEREAS, City Council passed a resolution permitting the City to contract with towing companies outside the City limits; and

WHEREAS, pursuant to Article B., Section 8-2095 of the City Code of Atlanta, which ordains that impound lots are required to have landscape buffering, and be maintained to the same standards of automobile salvage yards to protect residential neighborhoods; and

WHEREAS, the Chief of Police and the Chief Procurement Officer of the Department of Procurement have recommended that the appropriate Contractual Agreement be executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby directed to prepare an appropriate contractual agreement with S&W Towing to provide wrecker services for vehicles under two (2) tons for Atlanta Police Department Zone One (1).

BE IT FURTHER RESOLVED, that the term of the Contract shall be for two (2) years with one (1) additional one-year renewal option at the City's sole discretion.

BE IT FURTHER RESOLVED, that this contractual agreement shall not become binding on the City, and the City shall incur no liability upon same until contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all monies generated under this contractual agreement shall be deposited into Fund, Account and Center numbers: **1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center).**

F-9

*** PROPOSALS RECEIVED ***

PROJECT TITLE: Wrecker Services for Vehicles Under Two (2) Tons

Page 1 of 1

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CITY OF ATLANTA
DEPT. OF PROCUREMENT

2005 FEB 14 PM 2:18

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE, S.W. SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director *BTB for HO*
Office of Contract Compliance

DATE: February 14, 2005

RE: Recommendation for FC 6004007821, Under Two (2) Tons Wrecker
Service

The Office of Contract Compliance has reviewed the six (6) bids for minority and female business enterprise participation. All six bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances. However, only five (5) bidders have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilizing AABEs, HBEs and FBEs as indicated below:

<u>B&L Wrecker Services</u>	<u>(15 pts.)</u>
PS Energy Group, Inc.	HBE 13%
Martha Norris	FBE 10%
Isaac Clark, Jr.	AABE 5%
Antonio L. Thomas	AABE 5%
Participation Total	33%

<u>A-Tow Atlanta, Inc.</u>	<u>(15 pts.)</u>
Metro Petroleum	AABE 15%
Southlake Ford	HBE 10%
Dunco, Inc.	AABE 1%
PS Energy	FBE 1%
Speedy Courier	FBE 13%
Participation Total	40%

Adam L. Smith
February 14, 2005
Page 2

<u>South Metro Towing</u>	(15 pts.)
PS Energy Group	HBE 12%
Southlake Ford	HBE 5%
Quick Fleet Tires Sales, Inc.	FBE 3%
Participation Total	20%

<u>S&W Towing Services</u>	(15 pts.)
The Champion	FBE 2%
Quick Fleet Tire Sales, Inc.	AABE 13%
Baranco Pontiac-GMC, Inc.	AABE 5%
Dreamsan, Inc.	FBE 12%
Participation Total	32%

<u>Futo's, Inc.</u>	(15 pts.)
PS Energy Group	HBE 12%
Quick Fleet Tire Sales, Inc.	AABE 9%
Mid Georgia Towing	FBE 1%
Participation Total	22%

<u>Top Notch Towing</u>	(15 pts.)
No Subcontractors listed	0%
Participation Total	0%
Non-responsive	

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Shannon Burton, DOP

**Department of Procurement
Legislation White Paper**

To: PUBLIC SAFETY COMMITTEE

Caption: AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH S&W TOWING FOR FC-6004007821-A, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE 1 ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

Council Meeting Date: March 7, 2005

Legislation Title: Resolution authorizing the Mayor to enter into a contractual agreement with S&W Towing

Requesting Department: Atlanta Police Department

Contract Type: Professional Services

Source Selection: Sealed Request For Proposals (RFP)

Bids/Proposals Due: November 17, 2004

Invitations Issued:

Bids/Proposals Received: 6

Bidder/Proponents: Top Notch Towing
South Metro Towing
A-Tow Atlanta
S&W Towing
B&L Wrecker Services
Futo's

Justification Statement: The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

Background:

The City Council of Atlanta ordained through resolution that residential neighborhoods located near industrial or commercial zones needed to be aesthetically protected and commercial enterprises needed to adhere to mandated beautification standards, including Wrecker facilities. After inspection of the lots, Code Compliance found that for most of the current vendors, salvage requirements were not being met. Therefore it was necessary for, through the course of the RFP process, contractors would need to meet Code Compliance standards to be awarded business.

City Council Resolution 03-R-2152, which passed on 12/1/03, allowed for future requests for proposals for wrecker services to include companies located outside the city limits because of the overload on current providers, and to increase the number of Proponents. The previous RFP excluded contractors outside the city limits and many of the responses received were deemed non-responsive.

Fund Account Center:

1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center)

Term of Contract:

Two (2) years with one (1) one (1) year renewal option

Method of Cost Recovery:

Revenue Generating

Prepared By:

Shannon L. Burton
(404) 330-6988

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Chief Procurement Officer's Signature: _____

Adam E. Smith
Adam E. Smith

Originating Department: Atlanta Police Department

Contact Person: Shannon L. Burton
x 6988

Committee(s) of Purview: Public Safety
Committee Meeting Dates(s): March 15-
March 16, 2005

Council Deadline: February 28, 2005
Full Council Date: March 21, 2005

CAPTION

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH S&W TOWING FOR FC-6004007821-A, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE ONE (1), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

BACKGROUND

The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

FINANCIAL IMPACT (if any): Revenue Generating

Mayor's Staff Only

+++++

Received by Mayor's Office: 2-28-05
(date)

Reviewed by: *[Signature]*
(initials) (date)

Submitted to Council: _____
(date)

Action by Committee: ☐ Approved ☐ Advertised ☐ Held ☐ Amended
☐ Substitute ☐ Referred ☐ Other

A RESOLUTION BY

05-*R*-0471

PUBLIC SAFETY COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH SOUTH METRO TOWING FOR FC-6004007821-C, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE THREE (3), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

WHEREAS, The City of Atlanta Police Department did solicit Proposals for Wrecker Services Under Two (2) tons, in order to eliminate the current system of month-to-month billing with various towing companies; and

WHEREAS, City Council passed a resolution permitting the City to contract with towing companies outside the City limits; and

WHEREAS, pursuant to Article B., Section 8-2095 of the City Code of Atlanta, which ordains that impound lots are required to have landscape buffering, and be maintained to the same standards of automobile salvage yards to protect residential neighborhoods; and

WHEREAS, the Chief of Police and the Chief Procurement Officer of the Department of Procurement have recommended that the appropriate Contractual Agreement be executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby directed to prepare an appropriate contractual agreement with South Metro Towing to provide wrecker services for vehicles under two (2) tons for Atlanta Police Department Zone Three (3).

BE IT FURTHER RESOLVED, that the term of the Contract shall be for two (2) years with one (1) additional one-year renewal option at the City's sole discretion.

BE IT FURTHER RESOLVED, that this contractual agreement shall not become binding on the City, and the City shall incur no liability upon same until contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all monies generated under this contractual agreement shall be deposited into Fund, Account and Center numbers: **1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center).**

F-10

SHANNON BURTON
CONTRACTING OFFICER

PROJECT TITLE: Wrecker Services for Vehicles Under Two (2) Tons

Page 1 of 1

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CITY OF ATLANTA
DEPT. OF PROCUREMENT
2005 FEB 14 PM 2:18

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE, S.W. SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director *BTB for H*
Office of Contract Compliance

DATE: February 14, 2005

RE: Recommendation for FC 6004007821, Under Two (2) Tons Wrecker
Service

The Office of Contract Compliance has reviewed the six (6) bids for minority and female business enterprise participation. All six bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances. However, only five (5) bidders have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilizing AABEs, HBES and FBEs as indicated below:

B&L Wrecker Services	(15 pts.)
PS Energy Group, Inc.	HBE 13%
Martha Norris	FBE 10%
Isaac Clark, Jr.	AABE 5%
Antonio L. Thomas	AABE 5%
Participation Total	33%

A-Tow Atlanta, Inc.	(15 pts.)
Metro Petroleum	AABE 15%
Southlake Ford	HBE 10%
Dunco, Inc.	AABE 1%
PS Energy	FBE 1%
Speedy Courier	FBE 13%
Participation Total	40%

Adam L. Smith
February 14, 2005
Page 2

<u>South Metro Towing</u>	(15 pts.)
PS Energy Group	HBE 12%
Southlake Ford	HBE 5%
Quick Fleet Tires Sales, Inc.	FBE 3%
Participation Total	20%

<u>S&W Towing Services</u>	(15 pts.)
The Champion	FBE 2%
Quick Fleet Tire Sales, Inc.	AABE 13%
Baranco Pontiac-GMC, Inc.	AABE 5%
Dreamsan, Inc.	FBE 12%
Participation Total	32%

<u>Futo's, Inc.</u>	(15 pts.)
PS Energy Group	HBE 12%
Quick Fleet Tire Sales, Inc.	AABE 9%
Mid Georgia Towing	FBE 1%
Participation Total	22%

<u>Top Notch Towing</u>	(15 pts.)
No Subcontractors listed	0%
Participation Total	0%
Non-responsive	

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Shannon Burton, DOP

Legislation White Paper

To: PUBLIC SAFETY COMMITTEE

Caption: AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH SOUTH METRO TOWING FOR FC-6004007821-C, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE 3 ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

Council Meeting Date: March 7, 2005

Legislation Title: Resolution authorizing the Mayor to enter into a contractual agreement with South Metro Towing

Requesting Department: Atlanta Police Department

Contract Type: Professional Services

Source Selection: Sealed Request For Proposals (RFP)

Bids/Proposals Due: November 17, 2004

Invitations Issued:

Bids/Proposals Received: 6

Bidder/Proponents: Top Notch Towing
South Metro Towing
A-Tow Atlanta
S&W Towing
B&L Wrecker Services
Futo's

Justification Statement: The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

Background:

The City Council of Atlanta ordained through resolution that residential neighborhoods located near industrial or commercial zones needed to be aesthetically protected and commercial enterprises needed to adhere to mandated beautification standards, including Wrecker facilities. After inspection of the lots, Code Compliance found that for most of the current vendors, salvage requirements were not being met. Therefore it was necessary for, through the course of RFP, contractors would need to meet Code Compliance standards to be awarded business.

City Council Resolution 03-R-2152, which passed on 12/1/03, allowed for future requests for proposals for wrecker services to include companies located outside the city limits because of the overload on current providers, and to increase the number of Proponents. The previous RFP excluded contractors outside the city limits and many of the responses received were deemed non-responsive.

Fund Account Center:

1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center)

Term of Contract:

Two (2) years with one (1) one (1) year renewal option

Method of Cost Recovery:

Revenue Generating

Prepared By:


Shannon L. Burton
(404) 330-6988

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Chief Procurement Officer's Signature: _____


Adam L. Smith

Originating Department: Atlanta Police Department

Contact Person: Shannon L. Burton
x 6988

Committee(s) of Purview: Public Safety
Committee Meeting Dates(s): March 15-
March 16, 2005

Council Deadline: February 28, 2005
Full Council Date: March 21, 2005

CAPTION

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH SOUTH METRO TOWING FOR FC-6004007821-C, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE THREE (3), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

BACKGROUND

The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

FINANCIAL IMPACT (if any): Revenue Generating

Mayor's Staff Only

+++++

Received by Mayor's Office: 7-28-05
(date)

Reviewed by: 
(initials) (date)

Submitted to Council: _____
(date)

Action by Committee: ☐ Approved ☐ Advertised ☐ Held ☐ Amended
☐ Substitute ☐ Referred ☐ Other

A RESOLUTION BY

05-*R*-0472

PUBLIC SAFETY COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH FUTO'S, INC. FOR FC-6004007821-B, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE TWO (2), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: **1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).**

WHEREAS, The City of Atlanta Police Department did solicit Proposals for Wrecker Services Under Two (2) tons, in order to eliminate the current system of month-to-month billing with various towing companies; and

WHEREAS, City Council passed a resolution permitting the City to contract with towing companies outside the City limits; and

WHEREAS, pursuant to Article B., Section 8-2095 of the City Code of Atlanta, which ordains that impound lots are required to have landscape buffering, and be maintained to the same standards of automobile salvage yards to protect residential neighborhoods; and

WHEREAS, the Chief of Police and the Chief Procurement Officer of the Department of Procurement have recommended that the appropriate Contractual Agreement be executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby directed to prepare an appropriate contractual agreement with Futo's, Inc. to provide wrecker services for vehicles under two (2) tons for Atlanta Police Department Zone Two (2).

BE IT FURTHER RESOLVED, that the term of the Contract shall be for two (2) years with one (1) additional one-year renewal option at the City's sole discretion.

BE IT FURTHER RESOLVED, that this contractual agreement shall not become binding on the City, and the City shall incur no liability upon same until contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all monies generated under this contractual agreement shall be deposited into Fund, Account and Center numbers: **1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center).**

F-11



CITY OF ATLANTA
DEPT. OF PROCUREMENT

2005 FEB 14 PM 2:18

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE, S.W. SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director
Office of Contract Compliance

BTB for H

DATE: February 14, 2005

RE: Recommendation for FC 6004007821, Under Two (2) Tons Wrecker
Service

The Office of Contract Compliance has reviewed the six (6) bids for minority and female business enterprise participation. All six bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances. However, only five (5) bidders have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilizing AABEs, HBEs and FBEs as indicated below:

<u>B&L Wrecker Services</u>	(15 pts.)
PS Energy Group, Inc.	HBE 13%
Martha Norris	FBE 10%
Isaac Clark, Jr.	AABE 5%
<u>Antonio L. Thomas</u>	<u>AABE 5%</u>
Participation Total	33%

<u>A-Tow Atlanta, Inc.</u>	(15 pts.)
Metro Petroleum	AABE 15%
Southlake Ford	HBE 10%
Dunco, Inc.	AABE 1%
PS Energy	FBE 1%
<u>Speedy Courier</u>	<u>FBE 13%</u>
Participation Total	40%

Adam L. Smith
February 14, 2005
Page 2

<u>South Metro Towing</u>	<u>(15 pts.)</u>
PS Energy Group	HBE 12%
Southlake Ford	HBE 5%
Quick Fleet Tires Sales, Inc.	FBE 3%
Participation Total	20%

<u>S&W Towing Services</u>	<u>(15 pts.)</u>
The Champion	FBE 2%
Quick Fleet Tire Sales, Inc.	AABE 13%
Baranco Pontiac-GMC, Inc.	AABE 5%
Dreamsan, Inc.	FBE 12%
Participation Total	32%

<u>Futo's, Inc.</u>	<u>(15 pts.)</u>
PS Energy Group	HBE 12%
Quick Fleet Tire Sales, Inc.	AABE 9%
Mid Georgia Towing	FBE 1%
Participation Total	22%

<u>Top Notch Towing</u>	<u>(15 pts.)</u>
No Subcontractors listed	0%
Participation Total	0%
Non-responsive	

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Shannon Burton, DOP

Legislation White Paper

To:

PUBLIC SAFETY COMMITTEE

Caption:

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH FUTO'S, INC. FOR FC-6004007821-B, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE 2 ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

Council Meeting Date:

March 7, 2005

Legislation Title:

Resolution authorizing the Mayor to enter into a contractual agreement with Futo's, Inc.

Requesting Department:

Atlanta Police Department

Contract Type:

Professional Services

Source Selection:

Sealed Request For Proposals (RFP)

Bids/Proposals Due:

November 17, 2004

Invitations Issued:

Bids/Proposals Received:

6

Bidder/Proponents:

Top Notch Towing
South Metro Towing
A-Tow Atlanta
S&W Towing
B&L Wrecker Services
Futo's

Justification Statement:

The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

Background:

The City Council of Atlanta ordained through resolution that residential neighborhoods located near industrial or commercial zones needed to be aesthetically protected and commercial enterprises needed to adhere to mandated beautification standards, including Wrecker facilities. After inspection of the lots, Code Compliance found that for most of the current vendors, salvage requirements were not being met. Therefore it was necessary for, through the course of the RFP process, contractors would need to meet Code Compliance standards to be awarded business.

City Council Resolution 03-R-2152, which passed on 12/1/03, allowed for future requests for proposals for wrecker services to include companies located outside the city limits because of the overload on current providers, and to increase the number of Proponents. The previous RFP excluded contractors outside the city limits and many of the responses received were deemed non-responsive.

Fund Account Center:

1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center)

Term of Contract:

Two (2) years with one (1) one (1) year renewal option

Method of Cost Recovery:

Revenue Generating

Prepared By:

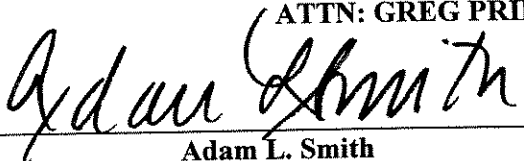
Shannon L. Burton
(404) 330-6988

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Chief Procurement Officer's Signature: _____


Adam L. Smith

Originating Department: Atlanta Police Department

Contact Person: Shannon L. Burton
x 6988

Committee(s) of Purview: Public Safety
Committee Meeting Dates(s): March 15-
March 16, 2005

Council Deadline: February 28, 2005
Full Council Date: March 21, 2005

CAPTION

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH FUTO'S, INC. FOR FC-6004007821-B, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE TWO (2), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

BACKGROUND

The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

FINANCIAL IMPACT (if any): Revenue Generating

Mayor's Staff Only

+++++

Received by Mayor's Office: 2-28-05
(date)

Reviewed by:  98
(initials) (date)

Submitted to Council: _____
(date)

Action by Committee: ☐ Approved ☐ Advertised ☐ Held ☐ Amended
☐ Substitute ☐ Referred ☐ Other

A RESOLUTION BY

05-*R*-0473

PUBLIC SAFETY COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH B&L WRECKER SERVICE, INC. FOR FC-6004007821-D, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE FOUR (4), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

WHEREAS, The City of Atlanta Police Department did solicit Proposals for Wrecker Services Under Two (2) tons, in order to eliminate the current system of month-to-month billing with various towing companies; and

WHEREAS, City Council passed a resolution permitting the City to contract with towing companies outside the City limits; and

WHEREAS, pursuant to Article B., Section 8-2095 of the City Code of Atlanta, which ordains that impound lots are required to have landscape buffering, and be maintained to the same standards of automobile salvage yards to protect residential neighborhoods; and

WHEREAS, the Chief of Police and the Chief Procurement Officer of the Department of Procurement have recommended that the appropriate Contractual Agreement be executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby directed to prepare an appropriate contractual agreement with B&L Wrecker Service, Inc. to provide wrecker services for vehicles under two (2) tons for Atlanta Police Department Zone Four (4).

BE IT FURTHER RESOLVED, that the term of the Contract shall be for two (2) years with one (1) additional one-year renewal option at the City's sole discretion.

BE IT FURTHER RESOLVED, that this contractual agreement shall not become binding on the City, and the City shall incur no liability upon same until contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all monies generated under this contractual agreement shall be deposited into Fund, Account and Center numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center).

F-13



CITY OF ATLANTA
DEPT. OF PROCUREMENT

2005 FEB 14 PM 2:18

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE, S.W. SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director *BTB for Hb*
Office of Contract Compliance

DATE: February 14, 2005

RE: Recommendation for FC 6004007821, Under Two (2) Tons Wrecker
Service

The Office of Contract Compliance has reviewed the six (6) bids for minority and female business enterprise participation. All six bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances. However, only five (5) bidders have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilizing AABEs, HBEs and FBEs as indicated below:

<u>B&L Wrecker Services</u>	<u>(15 pts.)</u>
PS Energy Group, Inc.	HBE 13%
Martha Norris	FBE 10%
Isaac Clark, Jr.	AABE 5%
Antonio L. Thomas	AABE 5%
Participation Total	33%

<u>A-Tow Atlanta, Inc.</u>	<u>(15 pts.)</u>
Metro Petroleum	AABE 15%
Southlake Ford	HBE 10%
Dunco, Inc.	AABE 1%
PS Energy	FBE 1%
Speedy Courier	FBE 13%
Participation Total	40%

Adam L. Smith
February 14, 2005
Page 2

<u>South Metro Towing</u>	<u>(15 pts.)</u>
PS Energy Group	HBE 12%
Southlake Ford	HBE 5%
Quick Fleet Tires Sales, Inc.	FBE 3%
Participation Total	20%

<u>S&W Towing Services</u>	<u>(15 pts.)</u>
The Champion	FBE 2%
Quick Fleet Tire Sales, Inc.	AABE 13%
Baranco Pontiac-GMC, Inc.	AABE 5%
Dreamsan, Inc.	FBE 12%
Participation Total	32%

<u>Futo's, Inc.</u>	<u>(15 pts.)</u>
PS Energy Group	HBE 12%
Quick Fleet Tire Sales, Inc.	AABE 9%
Mid Georgia Towing	FBE 1%
Participation Total	22%

<u>Top Notch Towing</u>	<u>(15 pts.)</u>
No Subcontractors listed	0%
Participation Total	0%
Non-responsive	

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Shannon Burton, DOP

Legislation White Paper

To: PUBLIC SAFETY COMMITTEE

Caption: AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH B&L WRECKER SERVICE, INC. FOR FC-6004007821-D, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE 4 ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

Council Meeting Date: March 7, 2005

Legislation Title: Resolution authorizing the Mayor to enter into a contractual agreement with B&L Wrecker Service, Inc.

Requesting Department: Atlanta Police Department

Contract Type: Professional Services

Source Selection: Sealed Request For Proposals (RFP)

Bids/Proposals Due: November 17, 2004

Invitations Issued:

Bids/Proposals Received: 6

Bidder/Proponents: Top Notch Towing
South Metro Towing
A-Tow Atlanta
S&W Towing
B&L Wrecker Services
Futo's

Justification Statement: The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

Background:

The City Council of Atlanta ordained through resolution that residential neighborhoods located near industrial or commercial zones needed to be aesthetically protected and commercial enterprises needed to adhere to mandated beautification standards, including Wrecker facilities. After inspection of the lots, Code Compliance found that for most of the current vendors, salvage requirements were not being met. Therefore it was necessary for, through the course of RFP, contractors would need to meet Code Compliance standards to be awarded business.

City Council Resolution 03-R-2152, which passed on 12/1/03, allowed for future requests for proposals for wrecker services to include companies located outside the city limits because of the overload on current providers, and to increase the number of Proponents. The previous RFP excluded contractors outside the city limits and many of the responses received were deemed non-responsive.

Fund Account Center:

1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center)

Term of Contract:

Two (2) years with one (1) one (1) year renewal option

Method of Cost Recovery:

Revenue Generating

Prepared By:

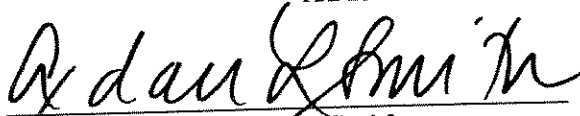
Shannon L. Burton
(404) 330-6988

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Chief Procurement Officer's Signature:


Adam L. Smith

Originating Department: Atlanta Police Department

Contact Person: Shannon L. Burton
x 6988

Committee(s) of Purview: Public Safety
Committee Meeting Dates(s): March 15-
March 16, 2005

Council Deadline: February 28, 2005
Full Council Date: March 21, 2005

CAPTION

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH B&L WRECKER SERVICE, INC. FOR FC-6004007821-D, WRECKER SERVICES FOR VEHICLES UNDER TWO (2) TONS, FOR ZONE FOUR (4), ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

BACKGROUND

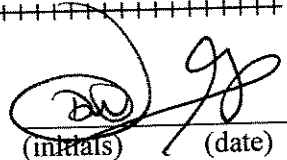
The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

FINANCIAL IMPACT (if any): Revenue Generating

Mayor's Staff Only

+++++

Received by Mayor's Office: 2-28-05
(date)

Reviewed by: 
(initials) (date)

Submitted to Council: _____
(date)

Action by Committee: ☐ Approved ☐ Advertised ☐ Held ☐ Amended
☐ Substitute ☐ Referred ☐ Other

A RESOLUTION BY

05-*R*-0474

PUBLIC SAFETY COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH S&W TOWING FOR FC-6004007822, WRECKER SERVICES FOR VEHICLES OVER TWO (2) TONS, FOR ALL ZONES, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

WHEREAS, The City of Atlanta Police Department did solicit Proposals for Wrecker Services Over Two (2) tons, in order to eliminate the current system of month-to-month billing, and establish a dependable agreement for towing service; and

WHEREAS, City Council passed a resolution permitting the City to contract with towing companies outside the City limits; and

WHEREAS, pursuant to Article B., Section 8-2095 of the City Code of Atlanta, which ordains that impound lots are required to have landscape buffering, and be maintained to the same standards of automobile salvage yards to protect residential neighborhoods; and

WHEREAS, the Chief of Police and the Chief Procurement Officer of the Department of Procurement have recommended that the appropriate Contractual Agreement be executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby directed to prepare an appropriate contractual agreement with S&W Towing to provide wrecker services for vehicles over two (2) tons for the Atlanta Police Department.

BE IT FURTHER RESOLVED, that the term of the Contract shall be for two (2) years with one (1) additional one-year renewal option at the City's sole discretion.

BE IT FURTHER RESOLVED, that this contractual agreement shall not become binding on the City, and the City shall incur no liability upon same until contract has been executed by the Mayor and delivered to the contracting party.

BE IT FINALLY RESOLVED, that all monies generated under this contractual agreement shall be deposited into Fund, Account and Center numbers: 1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center).

F-14

SHANNON BURTON
CONTRACTING OFFICER

PROJECT TITLE: Wrecker Services for Vehicles Over Two (2) Tons

Page 1 of 1

[illegible]



CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE, S.W. SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Acting Director *BTB For H*
Office of Contract Compliance

DATE: February 14, 2005

RE: Recommendation for FC 6004007822, Over Two (2) Tons Wrecker Service

The Office of Contract Compliance has reviewed the bid for minority and female business enterprise participation. S&W Towing Services is eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances and has been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilizing AABEs and FBEs as indicated below:

S&W Towing Services

Quick Fleet Tire	AABE 13%
Baranco Pontiac-GMC, Inc.	AABE 5%
PS Energy Group	FBE 12%
Dreamsan, Inc.	FBE 3%
The Champion	FBE 2%
Participation Total	35%

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Shannon Burton, DOP

Background:

The City Council of Atlanta ordained through resolution that residential neighborhoods located near industrial or commercial zones needed to be aesthetically protected and commercial enterprises needed to adhere to mandated beautification standards, including Wrecker facilities. After inspection of the lots, Code Compliance found that for most of the current vendors, salvage requirements were not being met. Therefore it was necessary for, through the course of RFP, contractors would need to meet Code Compliance standards to be awarded business.

City Council Resolution 03-R-2152, which passed on 12/1/03, allowed for future requests for proposals for wrecker services to include companies located outside the city limits because of the overload on current providers, and to increase the number of Proponents. The previous RFP excluded contractors outside the city limits and many of the responses received were deemed non-responsive.

Fund Account Center:

1A01 (General Fund), 462316 (Towing Concessions), B00001, (Revenue Center)

Term of Contract:

Two (2) years with one (1) one (1) year renewal option

Method of Cost Recovery:

Revenue Generating

Prepared By:

Shannon L. Burton
(404) 330-6988

Legislation White Paper

To:

PUBLIC SAFETY COMMITTEE

Caption:

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH S&W TOWING FOR FC-6004007822, WRECKER SERVICES FOR VEHICLES OVER TWO (2) TONS, FOR ALL ZONES ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

Council Meeting Date:

March 7, 2005

Legislation Title:

Resolution authorizing the Mayor to enter into a contractual agreement with S&W Towing

Requesting Department:

Atlanta Police Department

Contract Type:

Professional Services

Source Selection:

Sealed Request For Proposals (RFP)

Bids/Proposals Due:

November 17, 2004

Invitations Issued:

Bids/Proposals Received:

1

Bidder/Proponents:

S&W Towing

Justification Statement:

The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

Background:


The City Council of Atlanta ordained through resolution that residential neighborhoods located near industrial or commercial zones needed to be aesthetically protected and commercial enterprises needed to adhere to mandated beautification standards, including Wrecker facilities. After

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Chief Procurement Officer's Signature: _____


Adam L. Smith

Originating Department: Atlanta Police Department

Contact Person: Shannon L. Burton
x 6988

Committee(s) of Purview: Public Safety
Committee Meeting Dates(s): March 15-
March 16, 2005

Council Deadline: February 28, 2005
Full Council Date: March 21, 2005

CAPTION

AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH S&W TOWING FOR FC-6004007822, WRECKER SERVICES FOR VEHICLES OVER TWO (2) TONS, FOR ALL ZONES, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT. ALL REVENUES GENERATED UNDER THIS CONTRACT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBERS: 1A01 (GENERAL FUND), 462316 (TOWING CONCESSIONS), B00001 (REVENUE CENTER).

BACKGROUND

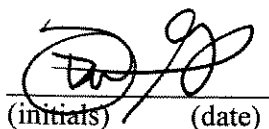
The City of Atlanta Police Department finds that it is necessary to enter into contract with towing contractors who can provide reliable, professional towing services, while exercising care and maintaining the City's standards of neighborhood Code Compliance ordinances.

FINANCIAL IMPACT (if any): Revenue Generating

Mayor's Staff Only

+++++

Received by Mayor's Office: 2-28-05
(date)

Reviewed by: 
(initials) (date)

Submitted to Council: _____
(date)

Action by Committee: ☐ Approved ☐ Advertised ☐ Held ☐ Amended
☐ Substitute ☐ Referred ☐ Other

**A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR
AND ACCEPT A GRANT FROM THE UNITED STATES
DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY
ORIENTED POLICING SERVICES, IN THE AMOUNT OF
\$98,664, WHICH MAY BE MATCHED WITH LOCAL FUNDS
TOTALING \$24,666 TO ACQUIRE ADVANCED TECHNOLOGY
TO ENHANCE LAW ENFORCEMENT OPERATIONS BY THE
ATLANTA POLICE DEPARTMENT, AND FOR OTHER
PURPOSES**

WHEREAS, the United States Department of Justice, Office of Community Oriented Policing Services has indicated that the City of Atlanta is eligible to apply for a grant in the amount of \$98,664 to provide advanced technology for the Atlanta Police Department, and

WHEREAS, recent technological advances have repeatedly proven to be effective tools for better law enforcement, and

WHEREAS, the Atlanta Police Department has identified available advanced technologies which would improve the effectiveness and efficiency of the Department

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
ATLANTA, GEORGIA**

Section 1: That the Mayor is hereby authorized to apply for and accept a grant from the United States Department of Justice, Office of Community Oriented Policing services in the amount of \$98,664

Section 2: That matching funds in the amount of \$24,666 may be transferred by the Chief Financial Officer, or her designee, as required by the grantor, from Fund Account Center 1A01 761001 T31001.

F-15



CITY OF ATLANTA

Shirley Franklin
Mayor

675 Ponce De Leon Ave. NE
Atlanta, Georgia 30308
(404) 817-6900

Atlanta Police Department
Richard J. Pennington
Chief of Police

TO: SHIRLEY FRANKLIN, MAYOR

FROM: RICHARD J. PENNINGTON, CHIEF OF POLICE

DATE: FEBRUARY 8, 2005

SUBJECT: REQUESTED GRANT RESOLUTION

Your office was recently notified that the U. S. Department of Justice, Office of Community Oriented Policing Services, is prepared to award the Atlanta Police Department a grant in the amount of \$98,664 for an advanced technology program. This grant will prove very beneficial to the Atlanta Police Department and is consistent with my program to enhance the Department by engaging advanced technology in the fight against crime.

Following is a RESOLUTION to authorize application and acceptance of this grant. For the reasons I have outlined above, I request that you forward this RESOLUTION to City Council for consideration so that we may proceed with the grant application..

Legislative White Paper

Committee of Purview: Public Safety and Legal Administration

Caption A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES IN THE AMOUNT OF \$98,664, WHICH MAY BE MATCHED WITH LOCAL FUNDS TOTALING \$24,666 TO ACQUIRE ADVANCED TECHNOLOGY TO ENHANCE LAW ENFORCEMENT OPERATIONS BY THE ATLANTA POLICE DEPARTMENT, AND FOR OTHER PURPOSES

Council Meeting Date: March 7, 2005

Legislation Title: Authorization of COPS technology grant application

Requesting Dept.: Police

Contract Type: Grant

Source Selection: Not applicable

Bids/Proposals Due: Not applicable

Invitations Issued: Not applicable

Number of Bids/ Not applicable

Proposals Received: Not applicable

Bidders/Proponents: Not applicable

Justification Statement: The City has received advice from the COPS Office of eligibility to apply for a grant in the amount of \$98,664 for technology. The Atlanta Police Department will develop an application in collaboration with the Mayor's Office to acquire grant funding. The grant funds will allow the Atlanta Police Department to initiate an innovative advanced technology program to enhance police operations. The grantor has not yet specified the amount of match to be required, but \$24,666 would likely be the maximum amount if COPS requires a 75/25% split of program costs as they have done in the past.

Background: The COPS Office has awarded technology grant to the Atlanta Police Department in years past. These technology grants have funded the laptop computers and printers in the patrol cars. The Police Department can promote the use of advanced technology at a higher level leveraging these grant funds.

Fund Account Center: To be determined
Source of Funds: U.S. Department of Justice

Fiscal Impact: 1Up to 25% local match, amounting to \$24,666 (available in the Non-Departmental Section of the General Fund Budget).

Term of Contract: Undetermined

Method of Cost Recovery: On-line wire transfer of funds

Approvals:

DOF:

DOL:

Prepared By: Dan Boozer


Contact Number: (404) 817 - 6782

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Greg Pridgeon

(for review and distribution to Executive Management)

Chief of Police Signature: 

Assistant Chief Signature: 

Deputy Chief Signature: 

From: Originating Dept.: POLICE

Contact (Name): Dan Boozer 817-6782

Committee(s) of Purview: PUBLIC SAFETY/LEGAL

Committee Deadline: February 14, 2005

Committee Meeting
Dates: March 1-2, 2005

City Council Meeting
Date: March 7, 2004

CAPTION:

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, IN THE AMOUNT OF \$98,664, WHICH MAY BE MATCHED WITH LOCAL FUNDS TOTALING \$24,666 TO ACQUIRE ADVANCED TECHNOLOGY TO ENHANCE LAW ENFORCEMENT OPERATIONS BY THE ATLANTA POLICE DEPARTMENT, AND FOR OTHER PURPOSES.

BACKGROUND/PURPOSE/DISCUSSION:

THE CITY HAS BEEN NOTIFIED BY THE UNITED STATES DEPARTMENT OF JUSTICE THAT IT IS ELIGIBLE TO APPLY FOR \$98,664 FOR LAW ENFORCEMENT TECHNOLOGY. THE ATLANTA POLICE DEPARTMENT HAS IDENTIFIED TECHNOLOGY NEEDS WHICH COULD BE ADVANCED WITH THIS GRANT.

FINANCIAL IMPACT (if any):

POTENTIAL MATCH REQUIRED OF UP TO \$24,666, WHICH IS AVAILABLE IN THE NON-DEPARTMENTAL SECTION OF THE 2005 PROPOSED GENERAL FUND BUDGET.

PERSONNEL IMPACT:

NONE.

Mayor's Staff Only

Received by Mayor's Office (Date): J. 21.05

Reviewed (Initials): 

Date: _____

Action by Committee:

☐ APPROVED ☐ ADVERSE ☐ HELD ☐ AMENDED
☐ SUBSTITUTE ☐ REFERRED ☐ OTHER

A RESOLUTION

BY COUNCILMEMBER MARY NORWOOD

A RESOLUTION REQUESTING THE LICENSE AND PERMITS UNIT OF THE POLICE DEPARTMENT TO PREPARE AND PRESENT TO THE CITY COUNCIL PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE AT ITS MEETING SCHEDULED FOR MARCH 15, 2005, CERTAIN INFORMATION REGARDING ITS ADMINISTRATION AND ENFORCEMENT OF THE PRIVATE PROPERTY VENDING ORDINANCE AND FOR OTHER PURPOSES.

Whereas, pursuant to City Code Section 30-1485(a) of the Private Property Vending Ordinance, "After a vendor has been issued renewal permits to vend on the same parcel of land for one year, the vendor may no longer vend at such location and may not renew vending permits for such location."; and

Whereas, said requirement should be uniformly enforced throughout the City; and

Whereas, in order to insure that said one year requirement is being uniformly enforced throughout the City, the City Council requests that certain information regarding the Police Department's administration and enforcement of the Private Property Vending Ordinance be prepared and presented to the Public Safety and Legal Administration Committee.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, as follows:

The License and Permits Unit of the Police Department is hereby requested to prepare a written report and make an oral presentation to the Public Safety and Legal Administration Committee at its meeting scheduled for March 15, 2005 with respect to the following matters:

- (a) The total current number of permits which have been issued for authorization to vend on private property.
- (b) For each such permit, the name of each vendor; the initial date of issuance of the permit; the vending location; and the date that the one year limitation period expired or will expire.
- (c) An explanation of how this provision is or has been enforced.
- (d) The number of citations which have been issued regarding the violation of this provision.

- (e) The names of the vendors and the location of their vending sites for citations which have been issued for violation of this provision.
- (f) The number of vending permits which have been denied, not renewed, suspended or revoked for violation of this provision.
- (g) The names of the vendors and the location of their vending sites for which vending permits have been denied, not renewed, suspended or revoked for violation of this provision.
- (h) Any other information which shows how the Police Department uniformly and consistently enforces the one year location restriction on a city-wide basis.